AUTHENTICATED U.S. GOVERNMENT INFORMATION GPO

FEDERAL REGISTER

VOLUME 4 NUMBER 31

Washington, Wednesday, February 15, 1939

Rules, Regulations, Orders

TITLE 7—AGRICULTURE

OFFICE OF THE SECRETARY

ORDER DELEGATING TO THE ASSISTANT SECRETARY OF AGRICULTURE THE DUTY OR AUTHORITY TO ISSUE CERTAIN DOCUMENTS AND TO DISCHARGE CERTAIN OTHER DUTIES OR POWERS

Pursuant to the authority vested in me by law (Sec. 2, 25 Stat. 659; U. S. C., Title 5, Sec. 517), I, H. A. Wallace, Secretary of Agriculture, hereby delegate to the Assistant Secretary of Agriculture the duty or authority which is or may be vested in the Secretary of Agriculture by law to issue, prescribe, or promulgate any order, marketing agreement, standard, license, suspension or revocation of license, permit, suspension or revocation of permit, certificate, award, rule, regulation, or other document which has the force and effect of law and which may be issued, prescribed, or promulgated only after notice and hearing, or opportunity for hearing, shall have been given to the person or persons affected by or interested in such order, marketing agreement, standard, license, suspension or revocation of license, permit, suspension, or revocation of permit, certificate, award, rule, regulation, or other such document.

The Assistant Secretary of Agriculture, before issuing, prescribing, or promulgating any order, marketing agreement, standard, license, suspension or revocation of license, permit, suspension or revocation of permit, certificate, award, rule, regulation, or other document as above described, shall give such notice and hearing or opportunity for hearing as are or may be required by law to be given by the Secretary of Agriculture before issuing, prescribing, or promulgating such order, marketing agreement, standard, license, suspension or revocation of license, permit, suspension or revocation of permit, certificate, award, rule, regulation, or other such document.

In addition to the foregoing, I hereby delegate to the Assistant Secretary of Agriculture the duties or powers conferred upon the Secretary of Agriculture by virtue of the Perishable Agricultural Commodities Act, 1930, as amended. and The Tobacco Inspection Act.

In witness whereof, I, H. A. Wallace, Secretary of Agriculture, have hereunto set my hand and caused the official seal of the Department of Agriculture to be affixed hereto, in the City of Washington, District of Columbia, this 14th day of February, 1939.

[SEAL] H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 39-547; Filed, February 14, 1939; 12:36 p. m.]

AGRICULTURAL ADJUSTMENT ADMINISTRATION

[P-2]

PART 741—1939 PRICE ADJUSTMENT PROGRAM REGULATIONS*

SUPPLEMENT NO. 1

By virtue of the authority vested in the Secretary of Agriculture by the Price Adjustment Act of 1938, approved June 21, 1938 (Title V of Public Res. No. 122, 75th Congress; 52 Stat. 819), and pursuant to the provisions of Sections 301 and 303 of the Agricultural Adjustment Act of 1938, approved February 16, 1938 (Public Law No. 430, 75th Congress, 3d Session; 52 Stat. 43, 45), and the second paragraph of Section 15 of the Soil Conservation and Domestic Allotment Act,

*Issued under the authority contained in Sections 501, 301, 303, 104, 52 Stat. 819, 43, 45, 35.

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FEDERAL REGISTER

Published by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. L. 500), under regulations prescribed by the Administrative Committee, with the approval of the President.

The Administrative Committee consists of the Archivist or Acting Archivist, an officer of the Department of Justice designated by the Attorney General, and the Public Printer or Acting Public Printer.

The daily issue of the FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for $1 per month or $10 per year; single copies 10 cents each; payable in advance. Remit by money order payable to Superintendent of Documents, Government Printing Office, Washington, D. C.

Correspondence concerning the publication of the FEDERAL REGISTER should be addressed to the Director, Division of the Federal Register, The National Archives, Washington, D. C.

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as amended by Section 104 of the Agricultural Adjustment Act of 1938 (Public Law No. 430, 75th Congress, 3d Session; 52 Stat. 35), the 1939 Price Adjustment Program Regulations, as approved on January 13, 1939,[1] are hereby amended as follows:

(1) Section 741.4 is hereby amended to read as follows:

Rate of payment.—The rate of payment with respect to each commodity shall be as follows:

(a) *Cotton.*—1.6 cents per pound of the normal yield per acre of cotton for the farm for each acre in the cotton allotment.

(b) *Corn.*—6 cents per bushel of the normal yield per acre of corn for the farm for each acre in the corn allotment.

(c) *Wheat.*—11 cents per bushel of the normal yield per acre of wheat for the farm for each acre in the wheat allotment.

(d) *Rice.*—12 cents per hundredweight of the normal yield per acre of rice for the farm for each acre in the rice allotment.

(e) *Tobacco.*—No price adjustment payments shall be made with respect to tobacco since the average farm price of each kind of tobacco, as defined in Section 301 of the Agricultural Adjustment Act, as amended, equals or exceeds 75 per centum of the parity price of such kind of tobacco.#*

(2) Section 741.7 is hereby amended to read as follows:

Association expenses.—No part of the price adjustment payment computed for any farm shall be deducted for county association expenses incurred or to be incurred in connection with the 1939 Price Adjustment Program.#*

Done at Washington, D. C., this 14th day of February, 1939. Witness my hand and the seal of the Department of Agriculture.

[SEAL] H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 39-545; Filed, February 14, 1939; 12:36 p. m.]

[1] 4 F. R. 254 DI.

SUGAR DIVISION

PART 802—SUGAR DETERMINATIONS

AMENDMENT TO DETERMINATION OF PROPORTIONATE SHARES FOR SUGARCANE PRODUCERS IN PUERTO RICO FOR THE CROP YEARS 1938 AND 1939, AND DETERMINATION OF PROPORTIONATE SHARES FOR SUGARCANE PRODUCERS IN PUERTO RICO FOR THE CROP YEAR 1940

(Revised)

Whereas, Section 302 of the Sugar Act of 1937 provides in part as follows:

(a) The amount of sugar or liquid sugar with respect to which payment may be made shall be the amount of sugar or liquid sugar commercially recoverable, as determined by the Secretary, from the sugar beets or sugarcane grown on the farm and marketed (or processed by the producer) not in excess of the proportionate share for the farm, as determined by the Secretary, of the quantity of sugar beets or sugarcane for the extraction of sugar or liquid sugar required to be processed to enable the producing area in which the crop of sugar beets or sugarcane is grown to meet the quota (and provide a normal carry-over inventory) estimated by the Secretary for such area for the calendar year during which the larger part of the sugar or liquid sugar from such crop normally would be marketed.

(b) In determining the proportionate shares with respect to a farm, the Secretary may take into consideration the past production on the farm of sugar beets and sugarcane marketed (or processed) for the extraction of sugar or liquid sugar and the ability to produce such sugar beets or sugarcane, and the Secretary shall, insofar as practicable, protect the interests of new producers and small producers and the interests of producers who are cash tenants, share-tenants, adherent planters, or share-croppers.

and

Whereas, subsection (c) of section 301 of said act provides, as one of the conditions for payment to producers of sugar beets and sugarcane, as follows:

(c) That there shall not have been marketed (or processed) an amount (in terms of planted acreage, weight, or recoverable sugar content) of sugar beets or sugarcane grown on the farm and used for the production of sugar or liquid sugar to be marketed in, or so as to compete with or otherwise directly affect interstate or foreign commerce, in excess of the proportionate share for the farm, as determined by the Secretary pursuant to the provisions of section 302, of the total quantity of sugar beets or sugarcane required to be processed to enable the area in which such sugar beets or sugarcane are produced to meet the quota (and provide a normal carry-over inventory) as estimated by the Secretary for such area for the calendar year during which the larger part of the sugar or liquid sugar from such crop normally would be marketed.

Now, therefore, pursuant to the foregoing sections of the said act, I, H. A. Wallace, Secretary of Agriculture, do hereby make the following determination:

A. The "Determination of Proportionate Shares for Sugarcane Producers in Puerto Rico for the Crop Years 1938 and 1939, Pursuant to the Sugar Act of 1937", issued January 11, 1938, (Section 802.46) as amended November 18, 1938,[1] is hereby further amended as follows:

(a) The 1939 proportionate share shall be calculated in terms of short tons of sugar, 96° basis, converted to raw value, by multiplying the 1938 base (as defined in the said determination, or as may be established pursuant to the provisions of paragraphs (b) and (c) of this section) of each grower by a fraction whose numerator shall be 845,739 and whose denominator shall be the sum of all the 1938 bases.

(b) Any grower who, under the said determination, received a 1938 proportionate share of less than 15 tons of sugar, raw value, shall be entitled, upon proper application, to increase his 1938 base to an amount equal to his 1938 production, as determined by the Secretary, but in no event shall such base be more than 15 tons of sugar.

[1] 3 F. R. 2747 DI.

(c) Those growers who would have been entitled to an allotment under the 1935–36 production adjustment program if they had been producing sugar in those years, and who have sugarcane under cultivation in 1939, shall, upon proper application, be entitled to a 1938 base equal to:

(1) 33 percent of the best option available to such grower under the said 1935–36 production adjustment program, or

(2) The lesser of either:

(i) 15 tons of sugar, or

(ii) The number of short tons of sugar obtained by multiplying the number of acres of sugarcane growing in 1939 by 3.

The option made available under this paragraph shall lapse if no part of the 1940 proportionate share resulting therefrom is filled during the crop year 1940. (Sec. 302, 50 Stat. 910; 7 U. S. C., Sup. IV, 1132)

B. SEC. 802.46a *Determination of proportionate shares for sugarcane producers in Puerto Rico for the crop year 1940.* The proportionate shares for sugarcane producers in Puerto Rico for the crop year 1940 shall be established on the following bases:

(a) *Old growers.* For a producer for whom a 1939 proportionate share is established, pursuant to the provisions of the "Determination of Proportionate Shares for Sugarcane Producers in Puerto Rico for the Crop Years 1938 and 1939, Pursuant to the Sugar Act of 1937", issued January 11, 1938, as amended by Sec. 802.46 hereof, such proportionate share shall constitute his 1939 base and his proportionate share for the 1940 crop year shall be calculated in terms of short tons of sugar, 96° basis, converted to raw value, by multiplying such 1939 base by a fraction whose numerator shall be the sum of the initial sugar quotas established for Puerto Rico for the calendar year 1940, pursuant to Sections 201 and 203 of the Sugar Act of 1937, plus (or minus) such adjustment as may be required to provide a normal carry-over inventory for Puerto Rico, pursuant to section 302(a) of the said act, and whose denominator shall be the total of all such 1939 bases, plus the total of the 1939 bases determined for new growers as provided in subparagraphs (2) and (3) of paragraph (b) of this section.

(b) *New growers.* (1) A new grower (producer) for the 1940 crop year shall be the person who is the legal owner of the sugarcane crop grown on land for which a 1939 proportionate share was not established pursuant to the provisions of the "Determination of Proportionate Shares for Sugarcane Producers in Puerto Rico for the Crop Years 1938 and 1939, Pursuant to the Sugar Act of 1937", issued January 11, 1938, as amended by Sec. 802.46 hereof: *Provided, however,* That a producer for whom a 1939 proportionate share is established pursuant to Sec. 802.46 hereof and who grows sugarcane on land covered by a 1939 proportionate share, but from which no sugarcane was harvested during any of the crop years 1931, 1932, 1934, or any subsequent year, may be considered as a new grower for 1940 with respect to such new production, and as such shall be entitled to increase his 1939 base in accordance with the provisions of subparagraphs (2) and (3) of this pargaraph; and *Provided, further,* That plantings for any of the foregoing types of new production shall have been completed on or before December 31, 1938.

(2) For a producer for whom a 1939 proportionate share is not established under paragraph (a) of this section, and whose 1940 production, as estimated by the Secretary of Agriculture, is 15 tons of sugar, or less, such new production shall constitute his 1939 base, and the 1940 proportionate share of such producer shall be calculated, in terms of short tons of sugar, 96° basis, converted to raw value, by adjusting his 1939 base in the manner specified in paragraph (a) of this section.

(3) For a producer for whom a 1939 proportionate share is not established under paragraph (a) of this section, and whose current production, as estimated by the Secretary of Agriculture, is more than 15 tons of sugar, the 1940 proportionate share shall be calculated in the manner specified in paragraph (a) of this section from a base determined as follows:

Fifteen tons, *plus* an amount determined by multiplying the first ton of such estimated production in excess of 15 tons by 98 per centum, and thereafter by multiplying each successive ton by a percentage figure which shall be progressively reduced by 2 per centum for every such ton.

(4) In the event that a producer wishes to be considered as a new grower for 1940, application must be made at such time and in such manner as may be prescribed by the Secretary of Agriculture.

(c) *Proration of unfilled portions.* In the event that a proportionate share for 1940, established in accordance with the foregoing provisions of this section is not filled, the unfilled portion thereof shall be prorated, on the basis of the proportionate shares then in effect, among all of the producers within the same mill area who are able to supply such unfilled portion.

(d) *Tenant and share-cropper protection.* In addition to the foregoing, the following conditions shall be met:

(1) That no change shall have been made in the leasing or cropping agreements for the purpose of, or which shall have the effect of, diverting to any producer any payment to which tenants or share-croppers would be entitled if the 1939 leasing or cropping agreements were in effect.

(2) That there shall have been no interference by any producer with contracts heretofore entered into by tenants or share-croppers for the sale of their sugarcane.

(e) *Designation of agent.* The Chief, or the Acting Chief, of the Sugar Division of the Department of Agriculture, and the Officer in Charge of the San Juan office of the Agricultural Adjustment Administration, or the Acting Officer in Charge thereof, are hereby designated to act, jointly or severally, as agents of the Secretary of Agriculture in administering the provisions of this determination.

Part B (Sec. 802.46a) of this determination supersedes Part B (Sec. 802.46a) of the "Amendment to Determination of Proportionate Shares for Sugarcane Producers in Puerto Rico for the Crop Years 1938 and 1939, issued January 11, 1938, and Determination of Proportionate Shares for Sugarcane Producers in Puerto Rice for the Crop Year 1940, Pursuant to the Sugar Act of 1937", issued November 18, 1938. (Sec. 302, 50 Stat. 910; 7 U. S. C., Sup. IV, 1132)

Done at Washington, D. C. this 14th day of February 1939. Witness my hand and the seal of the Department of Agriculture.

[SEAL] H. A. WALLACE,
Secretary.

[F. R. Doc. 39–548; Filed, February 14, 1939; 12:37 p. m.]

TITLE 9—ANIMALS AND ANIMAL PRODUCTS

BUREAU OF ANIMAL INDUSTRY

[Amendment 28 to Declaration No. 12 [1]]

DECLARING NAMES OF COUNTIES PLACED IN MODIFIED TUBERCULOSIS-FREE ACCREDITED AREAS

FEBRUARY 1, 1939.

In accordance with Section 2 of Regulation 7 of B. A. I. Order 309, as amended September 10, 1936,[2] the following named counties in States named are hereby declared "Modified Accredited Areas" until the date given opposite each county named.

California: San Benito, February 1, 1942.

In accordance with Section 2 of Regulation 7 of B. A. I. Order 309, as amended September 10, 1936, the following named counties in the States named having completed the necessary retests for reaccred-

[1] Supplements footnote to 9 CFR 77.3.
[2] 1 F. R. 1545.

itation, are hereby continued in the status of "Modified Accredited Areas" until the date given opposite each county named.

Arizona: Cochise, February 1, 1942; Coconino, February 1, 1942; Navajo, February 1, 1942; Santa Cruz, February 1, 1942.

Arkansas: Newton, February 1, 1942; Pope, February 1, 1942.

Delaware: New Castle, February 1, 1942.

Georgia: Bibb, February 1, 1942; Fannin, February 1, 1942; Forsyth, February 1, 1942; Gilmer, February 1, 1942; Polk, February 1, 1942.

Idaho: Clearwater, February 1, 1942; Gooding, February 1, 1942.

Illinois: Coles, February 1, 1945; Menard, February 1, 1945.

Indiana: Tipton, February 1, 1942.

Iowa: Grundy, February 1, 1942; Jones, February 1, 1942; Pocahontas, February 1, 1942.

Kansas: Cherokee, February 1, 1942.

Kentucky: Nicholas, February 1, 1942; Oldham, February 1, 1942.

Louisiana: Caddo, February 1, 1942; Iberville, February 1, 1942; St. Charles, February 1, 1942; St. John, February 1, 1942.

Massachusetts: Franklin, February 1, 1942.

Mississippi: Adams, February 1, 1942; Copiah, February 1, 1942; Wayne, February 1, 1942.

Missouri: Carroll, February 1, 1942; Ralls, February 1, 1942.

Nebraska: Burt, February 1, 1942; Dundy, February 1, 1942.

New Mexico: Bernalillo, February 1, 1942.

New York: Allegany, February 1, 1942; Greene, February 1, 1942; Livingston, February 1, 1942.

North Carolina: Cabarrus, February 1, 1942; Greene, February 1, 1942; Wayne, February 1, 1942.

North Dakota: Hettinger, February 1, 1945; Ransom, February 1, 1945; Slope, February 1, 1945.

Ohio: Franklin, February 1, 1942.

Pennsylvania: Butler, February 1, 1942; Elk, February 1, 1942; Pike, February 1, 1942; York, February 1, 1942.

South Carolina: Colleton, February 1, 1942.

South Dakota: Jackson, February 1, 1942; Perkins, February 1, 1942.

Tennessee: Grundy, February 1, 1942; Montgomery, February 1, 1942; Sumner, February 1, 1942; Warren, February 1, 1942.

Texas: Brazos, February 1, 1942; Dimmitt, February 1, 1942; Franklin, February 1, 1942; Frio, February 1, 1942; Grimes, February 1, 1942; Houston, February 1, 1942; Kleberg, February 1, 1942; Madison, February 1, 1942; Nacogdoches, February 1, 1942; Panola, February 1, 1942; Refugio, February 1, 1942; Wood, February 1, 1942; Zavalla, February 1, 1942.

Utah: Washington, February 1, 1942.

Virginia: Appomattox, February 1, 1942; Southampton, February 1, 1942.

Washington: Franklin, February 1, 1942.

West Virginia: Hardy, February 1, 1942; McDowell, February 1, 1942; Putnam, February 1, 1942.

Wisconsin: Sauk, February 1, 1945; Taylor, February 1, 1945; Vernon, February 1, 1945.

Wyoming: Goshen, February 1, 1942.

Puerto Rico: Mayaguez, February 1, 1942.

Declaration No. 12, dated October 1, 1936,[2] as amended, is hereby further amended accordingly.

[SEAL] J. R. MOHLER,
Chief of Bureau.

[F. R. Doc. 39-546; Filed, February 14, 1939; 12:36 p. m.]

TITLE 10—ARMY

WAR DEPARTMENT

CHAPTER IV—MILITARY EDUCATION

PART 42—SCHOOLS AND COLLEGES[1] *

SEC. 42.01 *Military authority.* (a) *Secretary of War.* All matters pertaining to the coordination and supervision of military instruction at institutions conducting military training under the provisions of section 55c act of June 3, 1916, as amended by act of June 4, 1920 (41 Stat. 780; 10 U. S. C. 1180, 1181) are vested in the Secretary of War, who is specifically charged with the supervision of all matters relating to policy, instruction, training, and inspection of such institutions. He will determine the eligibility of any institution to establish military training under the provisions of the act of Congress cited above.

(b) *Corps area commander.* The corps area commander is the representative within his corps area of the War Department. He should assign one or more officers of his staff to the duty of thoroughly familiarizing themselves with the history of military training in civil educational institutions and the past and present policy of the War Department with reference to such training. It will be his duty to coordinate the military instruction and training at all civil educational institutions operating under regulations prescribed by the War Department within his corps area and to see that the policy with reference to same is carried into effect. He will have supervision over all Army personnel on duty at all civil educational institutions within his corps area. He will ascertain the number of officers and noncommissioned officers needed for duty at each institution within his corps area and will recommend the detail or relief of such officers and noncommissioned officers to the War Department. He will see that the officers and noncommissioned officers on such duty properly perform their duties. He will see that all institutions within his corps area are equipped properly to carry on the instruction and training prescribed by the War Department. He will not be responsible, however, for the supply of such equipment. He or his representatives will spend as much time as practicable visiting the institutions within his corps area, becoming personally acquainted with the officials of the institutions and the Army officers on duty and give advice and assistance whenever it seems necessary. He will refrain from interfering with schedules in operation or with local affairs except where there is a failure to carry out approved policies or where wrong methods are in operation. He will permit latitude and freedom as to methods on the part of the professors of military science and tactics and hold them responsible for results. Copies of instructions from the War Department will be furnished the corps area commander, and all routine matters pertaining to institutions conducting military training under the provisions of the act of Congress cited in paragraph (a) above should be handled by him, unless action by the War Department is necessary. His office will not become burdened with administrative functions nor should he demand unnecessary and burdensome reports and data from the institutions. An officer representing him should accompany the War Department inspector during the annual inspection of institutions within his corps area.* #

SEC. 42.02 *Schools and colleges concerned.* (a) The schools and colleges referred to in the act of Congress cited in section 42.01 include all those educational institutions, public or private, which do not maintain units of the Reserve Officers' Training Corps.

(b) In order to avail themselves of the privileges prescribed by these regulations the institutions concerned must agree to the following:

(1) To maintain under the prescribed course of military training not less than 100 physically fit male students above the age of 14 years.

(2) That any student who enters upon the prescribed course of military training will be required to continue the

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[1] These regulations supersede sections 42.01 to 42.12 of Title 10, Code of Federal Regulations.

[2] 1 F. R. 2328.

*Sections 42.01 to 42.13 issued under the authority contained in 41 Stat. 780; 10 U. S. C. 1180, 1181.

#The source of sections 42.01 to 42.13 is AR 350-3300, December 22, 1938.

training for the remainder of that academic year, as prerequisite for graduation or promotion from that year's course, unless excused therefrom for physical disability or on the recommendation of the professor of military science and tactics.

(3) To allot and require an average of not less than three hours a week per school year to the prescribed course of military training.*#

SEC. 42.03 *Application to receive Government aid.* (a) When any educational institution which has not received Government aid under the provisions of the act of Congress cited in section 42.01 desires to receive such aid, the authorities of the institution will submit an application in accordance with the following form:

_____
(Place)

_____
(Date)

Subject: Government aid under section 55c, National Defense Act, as amended.
To: The Adjutant General.

1. The _____
(Governing body)
of _____
(Name of institution)
located at _____, desires to participate in the Government aid authorized under section 55c, National Defense Act, as amended by the act of Congress approved June 4, 1920.

2. Number of physically fit male students above the age of 14 years enrolled at the institution, _____.

3. Number of such students who agree, or will be required to participate in the prescribed military training, _____.

4. The authorities of the institution agree to allot and require an average of not less than three hours a week per school year to the course of military training prescribed by the Secretary of War.

5. They further agree that when any student enters upon such course of military training it shall, as regards such student, be prerequisite for graduation or promotion for that academic year unless such student is excused for physical disability or on recommendation of the professor of military science and tactics.

6. The authorities of the institution (do not) desire one or more officers and noncommissioned officers of the Army as instructors, if any are available for this duty.

7. In case no officer or noncommissioned officer of the Army is detailed for duty as professor of military science and tactics at the institution, the authorities of the institution are prepared to provide an instructor qualified to teach the course of military training prescribed by the Secretary of War.

8. The authorities of the institution will provide suitable storage facilities for all Government property issued to the institution and will take such measures as are necessary properly to care for the same; they will cause to be executed on blank form to be furnished by the War Department a bond in the value of the Government property (plus 15 per cent) to be issued, for the care and safekeeping thereof and for its return in good condition when required; they further agree to keep such Government property insured against loss by fire for the benefit of the United States.

Signature _____
(Head of institution)

(b) The application will be mailed to The Adjutant General, accompanied by a statement showing the name and military qualifications of the person selected to be professor of military science and tactics as provided in section 42.05, paragraph (c).

(c) Upon receipt of the application The Adjutant General will issue the necessary orders to cause the corps area commander or a representative to make an inspection and report upon the institution on W. D., A. G. O. Form No. 0722 (Educational Institutions — Report of Initial Inspection of). If the inspection indicates that the institution is entitled to the benefits of section 55c, National Defense Act, as amended, and if the application has been approved by the Secretary of War, requisitions will be made at the institution on W. D., Q. M. C. Form No. 400 (Requisition). Signed requisitions will then be forwarded to the corps area commander. After the value of all property that will be issued to the institution has been decided upon, a bond in the sum of not less than 15 percent in excess of the invoice value of all Government property to be issued will be furnished by the institution to the Secretary of War. (See sec. 42.11.) Upon approval by the corps area commander, shipments will be made of the property, including the annual allowance of spare parts, etc., referred to in section 42.12, paragraph (c). Such shipments will be made on the regular form of Government bill of lading at the expense of the United States. Such blank forms will be furnished to the institution as are necessary properly to care for and account for Government property.*#

SEC. 42.04 *Inspections and reports.* (a) The military department of all schools and colleges having a course of military training prescribed by the Secretary of War pursuant to the provisions of the act of Congress cited in section 42.01 will be subject to inspection under the authority of the President of the United States. Corps area commanders or their representatives will make a formal inspection of the military department of each such institution within their respective corps areas annually. No formal rating will be awarded as a result of these inspections.

(b) In addition to the formal inspection prescribed in paragraph (a) above corps area commanders or their representatives will make such visits of observation as they may consider necessary to acquaint themselves with conditions at institutions, and establish contact with the interested institutional authorities. Such visits will not include a formal inspection of units.

(c) During the visits to educational institutions inspecting officers will satisfy themselves as to the correctness of numbers and ages of students enrolled in the military departments; the state and condition of equipment; the adequacy and suitability of means provided by the institution for caring for Government property issued to the institution; suitability and adequacy of instructor personnel of the military department; status of the military department as to organization, efficiency, and cooperation of the authorities of the institution; and they will make written report to the corps area commander of any deficiencies in these matters which they are unable to correct on the spot. Report in writing will be made to the corps area commander of any violation of regulations for which the authorities of the institution are responsible or any matter affecting the desirability of the institution for the purposes of military education.*#

SEC. 42.05 *Military instructors* (a) *Detail.* Insofar as the exigencies of the service permit, active or retired officers, warrant officers, and enlisted men of the Regular Army will be detailed under the provisions of the act of Congress cited in section 42.01, as follows:

(1) Officers, active or retired; one to each institution, and where the institution has more than 500 students under military instruction, one additional officer for each 500 students or major fraction thereof.

(2) Noncommissioned officers, active or retired; one to each institution, and where the institution has more than 500 students under military instruction, one additional noncommissioned officer for each additional 500 students or major fraction thereof.

(3) Warrant officers, active or retired; one (in lieu of one noncommissioned officer) to institutions to which the detail of more than one noncommissioned officer is authorized.

(b) *Duties.* The duties of persons detailed as provided in (a) above are solely those of instructors in the course of military training prescribed by the Secretary of War, except that a Regular Army officer may perform the duties of commandant of cadets. Officers or noncommissioned officers will not conduct any courses of instruction in the institution other than those prescribed by the War Department, or pursue any course of instruction conducted by the institution without the permission of the Secretary of War. Clerical labor connected with the issue, care, and accountability of Government property and manual labor connected with the care and repair of such property must be provided by the authorities of the institution.

(c) *Professor of military science and tactics.* (1) When one or more officers are detailed by the War Department to an educational institution, the senior line officer will be the professor of military science and tactics. Where officers of the services only are detailed to an educational institution, the senior officer thereof will be the professor of military science and tactics. For the purpose of

these regulations, officers retired from arms will be regarded as line officers. All other officers detailed by the War Department to the institution will be directly under his orders and control in all matters pertaining to their military duties at the institution. On arriving at the institution for duty the senior officer will report in person to the head of the institution and by letter to the corps area commander. Thereafter his status and relations with the institution will be the same as are those of the head of any other department of the institution.

(2) When no officer is detailed by the War Department to the institution, a suitable person will be designated by the authorities of the institution to be professor of military science and tactics, whose status and relations with the institution will be the same as are those of the head of any other department of the institution. In such cases the War Department must be satisfied that the professor of military science and tactics designated by the authorities of the institution is qualified for his duties.

(d) *Noncommissioned officers.* Noncommissioned officers detailed by the War Department to an institution will report to and be under the supervision of the professor of military science and tactics.*#

SEC. 42.06. *Military training an instruction* (a) *Prescribed course.* The instruction given to those students taking the first year's course of military training must include the following subjects as a minimum:

(1) Physical training, first aid to the injured, and elementary hygiene and sanitation.

(2) Nomenclature and care of the rifle and equipment.

(3) Training publications, Infantry drill, close and extended order, to include the schools of the soldier, squad, and company.

(4) Instruction in firing the rifle, to include gallery practice.

(b) *Additional instruction* (1) *Infantry courses.* Every effort will be made to offer to those students who have satisfactorily completed the course of training set forth in (a) above a further and progressive course of military instruction which will follow, as nearly as the facilities at the institution permit, the Infantry courses prescribed for students of the Reserve Officers' Training Corps. Information relative to these courses is contained in AR 145–10 and AR 145–20, copies of which may be obtained from The Adjutant General. (See secs. 62.01 to 62.55.) These regulations will be carefully studied and the policy and method of training outlined therein should be used as a guide and carefully adhered to as far as practicable.

(2) *Instruction other than Infantry.* Instruction in arms and services other than Infantry will not be sanctioned unless the infantry instruction and training at the institution are found, upon inspection by officers designated by the War Department, to have reached a satisfactory plane of efficiency.

(c) *Records of training.* Such records as will show specifically the following information will be kept in the department of military science and tactics of the institution.

(1) Date and duration of each drill or instruction period.

(2) Kind of drill or subjects of instruction covered at each drill or instruction period.

(3) Name of instructor at each drill or instruction period.

(4) Number of students present at each drill or instruction period for the entire period.

(5) Names of absentees and the reason for absences.

(6) When range practice is held, the score of each student will be kept.

(7) Record of all Government property issued to the institution.

(8) Lists of all Government property issued to each student by the institution.*#

SEC. 42.07 *Organization, discipline, and government of military students* (a) *Organization.* Students under military training will be organized into companies, battalions, and regiments of Infantry, the organization, drill, and administration of which will conform as far as practicable to that prescribed for similar units of the Regular Army.

(b) *Discipline.* Discipline will be maintained at all times when the students are undergoing military training.

(c) *Rules and orders.* All rules and orders relating to the organization, discipline, and government of the military students, the appointment, promotion, and change of officers, and all orders affecting the department of military science and tactics, except those relating to routine duty, will be made and promulgated by the professor of military science and tactics, after being approved by the chief administrative officer of the institution.

(d) *Supervision and control.* Institutions conducting military training under the provisions of the act of Congress cited in section 42.01 will retain the ordinary powers of supervision and control of the student personnel.

(e) *Report from the professor of military science and tactics.* The professor of military science and tactics will render to corps area commanders a special report covering in full any serious case of breach of military discipline in which adequate action has not been taken by the authorities of the institution within reasonable time.*#

SEC. 42.08 *Certificate to student.* When any student severs his connection with the institution, a certificate stating what military training he has satisfactorily completed should be given to him.*#

SEC. 4209 *Records, orders, and communications.* The office of The Adjutant General is the office of record and issuance of orders relating to these institutions. All communications, therefore, with reference to the military department of a school or college where military instruction is conducted under regulations prescribed by the War Department will be, except where otherwise prescribed, forwarded through the corps area commander to The Adjutant General.*#

SEC. 42.10 *Property* (a) *Requisitions.* Requisitions for Government property for an educational institution operating under the provisions of these regulations will be submitted to the corps area commander.

(b) *Transportation.* Shipment of Government property authorized under the provisions of the act of Congress cited in section 42.01 from depots, arsenals, or armories to institutions, and return shipment from institutions to depots, arsenals, or armories, will be made on the regular Government bill of lading at the expense of the United States. This transportation cost, together with the cost of packing and handling at the arsenal or depot, will be paid from funds allocated to the corps area commander.

Professors of military science and tactics may employ the necessary drayage for hauling Government equipment from the local railroad delivery point to the institution and from the institution to the local railroad receiving point when no Government transportation is available or when the institution has no transportation. Just accounts will be submitted to the corps area commander for approval and payment. However, when under the provision of section 42.05, paragraph (c) (2) no officer of the Army has been detailed to the institution as professor of military science and tactics, the official of the institution designated by the head of the institution under the provisions of paragraph (c) (2) below will perform the duties indicated in this paragraph.

(c) *Accounting.* (1) Government property issued to educational institutions under the provisions of the act of Congress cited in section 42.01 must be accounted for on blank forms furnished by the War Department for this purpose.

(2) The president or other authority of the institution will be requested to designate an official of the institution as authorized to sign all property papers for the institution and account for the property in the name of and for the institution. This authority in the form of

a certificate will be transmitted to the corps area commander.

(d) *Lost, destroyed or damaged.* (1) Government property which becomes unserviceable through fair wear and tear incident to the proper and authorized use of such property will be replaced or repaired at the expense of the United States. Such property may be dropped from the institution's accountability on an approved W. D., A. G. O. Form No. 15 (Report of Survey) or W. D., I. G. D. Form No. 1 (Inventory and Inspection Report). Should the approved W. D., A. G. O. Form No. 15 or W. D., I. G. D. Form No. 1 involve the shipment of the unserviceable property to a depot or arsenal for salvage or repair, such property will be dropped from accountability only on the receipted W. D. Q. M. C. Form No. 434 (Shipping Ticket), on which it is shipped to the depot or arsenal, to which the W. D., A. G. O. Form No. 15 or W. D., I. G. D. Form No. 1 authorizing the shipment will be attached.

(2) Government property lost, destroyed, or damaged by fire, flood, theft, tornado, or other similar causes, without fault or neglect on the part of the institution, its servants, or employees, or any member of its student body receiving military training, will be replaced at the expense of the United States. To determine whether such loss, destruction, or damage was without fault or neglect on the part of the institution, its servants or employees, or members of its student body receiving military training, a survey will be made as provided in paragraphs 6 and 8, AR 35–6640.[2] The surveying officer will be appointed by the corps area commander.

(3) All other loss, destruction, damage, or deterioration of Government property for which an institution is accountable will be made good by the institution, and corps area commanders will take the necessary action to cause reimbursement to the United States for such loss, destruction, damage, or deterioration.

(4) Whenever Government property for which an institution is accountable is lost, whatever the cause, or becomes unserviceable to the extent of requiring replacement, or repair which cannot be made at the institution, the institution authorities will immediately notify the corps area commander. In case arms are lost, the corps area commander and The Adjutant General will be notified immediately by wire and the authorities of the institution will also notify the proper civil authorities, with a view of seizing the arms, if found, and of prosecuting all persons concerned in the illegal possession thereof.

(e) *Inventories*—(1) *By whom and when made.*—(i) Inventories of all Government property at each institution will be made at least once each year by the official of the institution authorized to account for the property in accordance with AR 35–6520.[3] This annual inventory will be made during the period between the close of the spring term of one academic year and the opening of the fall term of the following academic year. A Regular Army officer, assigned to duty at the school, will assist at the inventory, and will verify the entry of inventory balances on the stock record cards as required by paragraph 19c, AR 35–6520. If an officer of the Regular Army is not available to assist in taking the inventory, the accountable school official will notify the corps area commander and await the designation of suitable military personnel to be present at the inventory.

(ii) In the case of arms and other items bearing numbers, the serial number of each weapon or similar item will be checked. The provisions of paragraph 19d (1), AR 35–6520, will not apply. The contents of packages containing such items will, upon receipt thereof, be examined and verified as to quantity and serial numbers, after which the containers should be closed, resealed, and marked to show date of such examination and verification. The same procedure will be followed when accountability for property is transferred, and at each subsequent annual inventory. During the interim between inventories, the seals should be inspected at frequent intervals.

(iii) The result of such inventory and also the balances appearing on the stock record account will be entered, segregated according to supply arms or services, on the form prescribed in paragraph (2) below (in duplicate), the original of which will be certified as correct and forwarded to the corps area commander. The duplicate copy will be retained by the institution authorities.

(2) *Form.*—The report of inventory and stock record balances will be prepared by the official of the institution authorized to account for the property in the following form, supported by a list of the serial numbers of all firearms, which will be attached to each copy of the inventory:

_____
(Place and Date)

Subject: Certified report of inventory and balances on stock record of public property at _____
(Designation of institution)

To: Commanding General_____
Corps Area.

Articles	Stock record balances	Inventory balances	Overages	Shortages

I certify that the above report is correct.

_____
(Signature)

_____
(Accountable officer)

(f) *Overages to be taken up on stock record account.* Any overages disclosed by the inventory will be taken up on the stock record account of the institution on W. D., Q. M. C. Form No. 445 (Over, Short, and Damaged Report) as "Found at school." Report of survey will be initiated to cover all shortages disclosed by the inventory unless the authorities of the institution acknowledge liability for the loss and make payment therefor as contemplated in paragraph (d) (3) above.* #

SEC. 42.11 *Bonds.* (a) A bond, in the value of all Government property issued for the care, safekeeping thereof, and for its return when required, will be furnished to the Secretary of War and will be filed by the corps area commander after approval by him.

(b) Government property to an amount in excess of that covered by the bond will not be issued. Educational institutions will execute bonds in a sum of not less than 15 percent in excess of their immediate needs in order that any reasonable expansion may be met by the supply departments without entailing the necessity for the execution of a new bond. (See sec. 42.03, paragraph (c).) Blank forms for bonds and instructions for their preparation will be obtained from the corps area commander.

(c) Institutions which belong to one of the three following classes may be their own surety:

(1) Institutions operating under State charter.

(2) Institutions directly under control of municipalities.

(3) Institutions which are corporations.

(d) The high schools in the District of Columbia are not required to furnish bond, as contemplated in paragraphs (a) and (b) above, on account of military supplies and equipment issued by the War Department for military instruction and practice by the students therein. See act March 3, 1925 (43 Stat. 1232).* #

SEC. 42.12 *Arms, equipment, and spare parts.* (a) *Arms and equipment.*

[2] Administrative regulations of the War Department relative to lost, destroyed, damaged, or unserviceable property.

[3] Administrative regulations of the War Department relative to property accountability and responsibility.

The following arms and equipment are designated for issue to educational institutions under the provisions of the act of Congress cited in section 42.01, the model depending upon the available supply:

(1) For each student undergoing military training—

1 rifle (complete), to include 1 oiler and thong case and 1 brush and thong.
1 gun sling.

(2) For every 25 students participating in gallery practice—

1 gallery practice rifle, caliber .22, M1922, M1, and necessary appendages.

(3) Miscellaneous.

For each 2 rifles, 1 screw driver.
For each 8 rifles, 1 barrack cleaning rod.
For each 10 rifles, 1 chest, arms.

(b) *Ammunition, targets, and target supplies.* (As prescribed in allowance tables.)

(c) *Spare parts and cleaning materials.* Institutions to which Government property is issued are required under their bond to keep said property in good and serviceable condition. For this purpose the Government will issue to the institutions on proper approved requisition such spare parts, implements, appendages, and cleaning materials as are necessary. If the spare parts, implements, appendages, etc., are to replace similar articles which have become unserviceable through fair wear and tear incident to proper and authorized use, packing and handling charges, transportation charges, and the cost, if any, of the articles will be paid from funds allocated to the corps area commander. If the articles are requested for any other cause, all charges will be borne by the institution.

(d) *Care and safekeeping of arms, equipment, etc.* The authorities of institutions are responsible for the care and safekeeping of arms, ammunition, and equipment which have been issued to them, and for seeing that proper precautions are taken to prevent arms, ammunition, and equipment from being improperly used and from falling into the hands of irresponsible persons.

(e) *Reports of accidents and malfunctions of ordnance matériel.* (1) At institutions where an officer of the Ordnance Department is included in the staff of military instructors, the professor of military science and tactics will require this officer to act as the local ordnance officer in investigating and reporting accidents and malfunctions of ordnance matériel.

(2) At other institutions the professor of military science and tactics will perform the functions of the local ordnance officer insofar as these investigations and reports are concerned.

(3) At institutions where no officer of the Regular Army is stationed, the senior Regular Army representative will function as the ordnance officer in the performance of the duties prescribed in paragraph (1) above.*#

SEC. 42.13. *Camps.* Camps conducted under the provisions of the act of Congress cited in section 42.01 will conform to such regulations as may be prescribed by the War Department.*#

[SEAL] E. S. ADAMS,
Major General,
The Adjutant General.

[F. R. Doc. 39-540; Filed, February 14, 1939; 10:39 a. m.]

TITLE 16—COMMERCIAL PRACTICES

FEDERAL TRADE COMMISSION

[Docket No. 3378]

IN THE MATTER OF SIROIL LABORATORIES, INC.

SEC. 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product.* Representing, in connection with offer, etc., in commerce, of "Siroil" medicinal product, or any other product with substantially same ingredients or properties, that said preparation removes dandruff, or is a cure or remedy for dandruff or psoriasis, or will clear up psoriasis lesions, or cause skin sores or blotches to disappear permanently; or that said preparation removes the crust, scales, lesions and blemishes caused by psoriasis and relieves other of its discomforts, unless such representations are specifically restricted to removing such crusts, scales, etc., in those cases where such conditions are external in character and are located solely in the outer layer of the skin, prohibited. (Sec. 5b, 52 Stat. 112; 15 U. S. C., Supp. IV, sec. 45b) [Cease and desist order, Siroil Laboratories, Inc., Docket 3378, February 6, 1939]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 6th day of February, A. D. 1939.

Commissioners: Robert E. Freer, Chairman; Garland S. Ferguson, Charles H. March, Ewin L. Davis, William A. Ayres.

ORDER TO CEASE AND DESIST

This proceeding having been heard by the Federal Trade Commission upon the complaint of the commission, and the answer filed herein on the 12th day of August 1938 by respondent, admitting all the material allegations of the complaint to be true and waiving the taking of further evidence and all other intervening procedure, and the Commission having made its findings as to the facts and conclusion that said respondent has violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondent, Siroil Laboratories, Inc., its officers, representatives, agents and employees, in connection with their offering for sale, sale and distribution of its medicinal product now designated "Siroil" or any other product containing substantially the same ingredients or possessing the same properties, whether sold under that name or any other name, in commerce as commerce is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Representing that said preparation removes dandruff, or is a cure or remedy for dandruff or psoriasis, or will clear up psoriasis lesions, or cause skin sores or blotches to disappear permanently.

(2) Representing that said preparation removes the crust, scales, lesions and blemishes caused by psoriasis and relieves other of its discomforts unless such representations are specifically restricted to removing such crusts, scales, lesions and blemishes in those cases where such conditions are external in character and are located solely in the outer layer of the skin.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 39-549; Filed, February 14, 1939; 12:39 p. m.]

[Docket No. 3648]

IN THE MATTER OF EXCELSIOR LABORATORY, INC.

SEC. 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product:* SEC. 3.6 (h) *Advertising falsely or misleadingly—Fictitious guarantees:* SEC. 3.6 (y 1) *Advertising falsely or misleadingly—Scientific or other relevant facts:* SEC. 3.72 (k 2) *Offering deceptive inducements to purchase—Results guarantee.* Disseminating, etc., any advertisement, by means of United States mails or in commerce, etc., which is intended or likely to induce purchase of "D. Gosewisch's Garlic Tablets", "D. Gosewisch's Garlic Tablets with Vitamin E Added", or "with Vitamin B-G Added", or any other medicine composed of substantially similar ingredients, and which

represents that such tablets constitute a remedy or cure for high blood pressure, loss of vitality, impurities of the bloodstream, or abnormal glandular functions, or will help maintain and improve muscle functions or give abdominal strength or vital resistance, or will stimulate growth or strengthen intestines, or be an effective nerve remedy or ward off onslaught of old age, or that they are a remedy for insomnia, dizzy spells, rising blood pressure, bad memory or general debility, or constitute a competent, effective treatment for any such diseases or ailments, other than as an aid in soothing nervous system, or that they are antiseptic, or guaranteed, except as limited to refund of purchase price; or that "Vitamin E is the Vitality Vitamin" or is the most vital of all elements discovered by science; prohibited. (Sec. 5b, 52 Stat. 112; 15 U. S. C., Supp. IV, sec. 45b) [Cease and desist order, Excelsior Laboratory, Inc., Docket 3648, February 6, 1939]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 6th day of February, A. D. 1939.

Commissioners: Robert E. Freer, Chairman; Garland S. Ferguson, Charles H. March, Ewin L. Davis, William A. Ayres.

ORDER TO CEASE AND DESIST

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of respondent, in which answer respondent admits all the material allegations of the complaint to be true, and states that it waives hearing on the charges set forth in said complaint and that, without further evidence or other intervening procedure, the case might proceed to final hearing upon the record, and the Commission having made its findings as to the facts and conclusion that said respondent has violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondent, Excelsior Laboratory, Inc., its officers, representatives, agents and employees, directly or through any corporate or other device, do forthwith cease and desist from:

Disseminating, or causing to be disseminated, any advertisement by means of the United States mails or in commerce, as commerce is defined in the Federal Trade Commission Act, by any means, for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase of a medicinal preparation in tablet form designated by the names of D. Gosewisch's Garlic Tablets, D. Gosewisch's Garlic Tablets with Vitamin E Added, and D. Gosewisch's Garlic Tablets with Vitamin B–G Added, or any other medicine composed of substantially similar ingredients, whether sold under those names or under any other name, or disseminating or causing to be disseminated any advertisement by any means for the purpose of inducing, or which is likely to induce, the purchase in commerce, as commerce is defined in the Federal Trade Commission Act, of said tablets, which advertisements represent, directly or through implication, that such Garlic Tablets constitute a remedy or cure for high blood pressure, loss of vitality, impurities of the bloodstream, abnormal glandular functions or will help maintain and improve muscle functions or give abdominal strength or vital resistance, or will stimulate growth or strengthen the intestines, or be an effective nerve remedy or tone up the nerve system or ward off the onslaught of old age, or that it is a remedy for insomnia, dizzy spells, rising blood pressure, bad memory or general debility, or that such Garlic Tablets constitute a competent, effective treatment for any such diseases or ailments other than as an aid in soothing the nervous system, or that they are antiseptic, or that they are guaranteed unless such guarantee is limited to the refund of the purchase price; that "Vitamin E is the Vitality Vitamin" or is the most vital of all elements discovered by science.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 39–550; Filed, February 14, 1939; 12:39 p. m.]

TITLE 27—INTOXICATING LIQUORS

FEDERAL ALCOHOL ADMINISTRATION DIVISION

[Regulations No. 4, Amendment 4]

AMENDING THE STANDARDS OF IDENTITY WITH RESPECT TO THE LIMITATIONS ON SWEETENING IN WINE DERIVED FROM CANE, BEET, OR DEXTROSE SUGAR

Pursuant to the provisions of Section 5 of the Federal Alcohol Administration Act, as amended, Regulations No. 4, Relating to Labeling and Advertising of Wine, as amended by Amendment No. 2,[1] are further amended as follows:

1. Amend Article II, Section 21, Classes 1 (a) (1), 4 (a), 5 (a), and 6 (a), of said regulations by striking out the words "or an unfermented residual sugar content, derived from added sugar, of more than 11 per cent by weight", and inserting in lieu thereof the words "or an unfermented residual sugar content, derived from added sugar, of more than 15 per cent by weight."

2. Amend Article II, Section 21, Class 1 (a) (2), of said regulations by striking out the words "not more than 11 per cent by weight of dry sugar", and inserting in lieu thereof the words "not more than 15 per cent by weight of dry sugar."

3. Amend Article II, Section 22 (b) (5), of said regulations to read:

(5). Treatment of any class or type of wine for which a standard of identity is prescribed in this article with sugar or water in excess of the quantities specifically authorized by such standard, *Provided*, That the class or type thereof shall not be deemed to be altered, (1) where such wine (other than grape wine) is derived from fruit, or other agricultural products, having a high normal acidity, if the unfermented residual sugar content, derived from added sugar, is not more than 20 per cent by weight, and the content of natural acid is not less than 7.5 parts per thousand, and, (2) where such wine is derived exclusively from fruit, or other agricultural products, the normal acidity of which is 20 parts or more per thousand, if the volume of the resulting product has been increased not more than 60 per cent by the addition of sugar and water solution, for the sole purpose of correcting natural deficiencies due to such acidity, and there is stated as a part of the class and type designation the phrase "Made with over 35 per cent sugar solution."

[SEAL] W. S. ALEXANDER, *Administrator.*

Approved, this 11th day of February, 1939.

JOHN W. HANES, *Acting Secretary of the Treasury.*

[F. R. Doc. 39–538; Filed, February 13, 1939; 3:38 p. m.]

[1] 1 F. R. 83; 3 F. R. 2093; 2500 DI.

TITLE 50—WILDLIFE

BUREAU OF FISHERIES

SUBCHAPTER A—ALASKA FISHERIES*

By virtue of the authority vested in the Secretary of Commerce, fishing areas are hereby set apart and regulations governing fishing therein are made effective as follows:

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PART 201. ALASKA FISHERIES GENERAL REGULATIONS

Sec.

201.1 Closing of salmon traps during weekly closed periods and following seasonal closing.
201.2 Traps limited to two spillers.
201.3 Salmon trolling boats prohibited from carrying seines and limited to one gill net; size of gill nets permitted.
201.4 Types of gear permitted in commercial salmon fishing.
201.5 The use of trawls in commercial fishing is prohibited; exceptions.
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201.11 Inspection of fisheries establishments by Government agents.
201.12 Identification of stationary fishing apparatus.
201.13 Registration of trolling boats with Bureau of Fisheries.
201.14 Prosecution for wanton waste of fish.
201.15 The taking of salmon for feed for fur-bearing animals shall be considered as commercial fishing.
201.16 Imposition of additional restrictive regulations where the intensity of fishing warrants.

* Sections 201.1 to 229.18 issued under the authority contained in Sec. 1, 44 Stat. 752; 48 U. S. C. 221. Whenever there is special authority for a specific section such authority will appear at the end of the section.

SEC. 201.1 *Closing of salmon traps during weekly closed periods and following seasonal closing.* During closed periods the heart walls of all salmon traps within the areas affected shall be lifted or lowered in accordance with the method prescribed by section 5 of the act of June 6, 1924. The tunnels from hearts to pots of all salmon traps shall be constructed of flexible webbing other than wire, and during all closed periods they shall be completely closed by pulling to one side of the pot. In addition, the spillers of all driven traps shall be raised to within 4 feet of the capping and the spillers of floating traps shall be raised to within 4 feet of the surface within 36 hours after the beginning of any seasonal closed period. Within 36 hours after the beginning of any seasonal closed period the tunnels from pots to spillers of all traps shall be entirely disconnected. In respect to traps not provided with spillers, the requirements in regard to spillers shall apply to the pots. In any prescribed fishing area prior to the first date when salmon traps may be operated in any calendar year, no trap or any part thereof, whether under construction or after completion, shall be so arranged or adjusted as to prevent the free and unobstructed passage at all times of all fish.* (Sec. 5, 43 Stat. 466; 48 U. S. C. 234)

SEC. 201.2 *Traps limited to two spillers.* No trap shall have more than two spillers.*

SEC. 201.3 *Salmon trolling boats prohibited from carrying seines and limited to one gill net; size of gill nets permitted.* No salmon trolling boat shall carry or operate any seine or more than one gill net. The gill net shall be of mesh not more than 2½ inches stretched measure between knots, shall not be of greater than No. 20 gill-net thread, and shall not exceed 10 fathoms in length and 100 meshes in depth.*

SEC. 201.4 *Types of gear permitted in commercial salmon fishing.* In commercial fishing for salmon all forms of gear other than drift gill nets, stake nets, set nets, driven traps, floating traps, purse seines, beach seines, fish wheels, trolling apparatus, hand lines, rods, spears, and gaffs, are prohibited at all times. The use of any other form of gear, including trammel nets, diver nets, trawls, combination nets, hammerhead traps or any modification thereof, is prohibited at all times. No gill net shall include any webbing other than a single sheet hung between cork and lead lines. No gill net shall be used in any form of seining operations.*

SEC. 201.5 *The use of trawls in commercial fishing is prohibited; exceptions.* The use of any trawl in commercial fishery operations is prohibited: *Provided,* That this prohibition shall not apply (a) to fishing operations conducted solely for the purpose of taking shrimp; (b) to commercial fishing for flounders when such fishing does not result in the capture, injury, or destruction of other food fish; and (c) to commercial fishing for king or spider crabs west of 150 degrees west longitude, exclusive of all waters in Cook Inlet.*

SEC. 201.6 *The use of dynamite in taking fish is prohibited.* The use of dynamite or any other explosive in the taking or killing of any fish is prohibited.*

SEC. 201.7 *Standard time used in various fishing areas of Alaska.* The time used in the various areas for the enforcement of the law and the regulations that specify hours and days shall be as follows:

(a) In the southeastern Alaska area: Standard time of the one hundred and thirty-fifth meridian of west longitude, which is 1 hour slower than Seattle standard time.

(b) In the Bering River, Copper River, Prince William Sound, Resurrection Bay, Cook Inlet, Kodiak, Chignik, Alaska Peninsula, and Bristol Bay areas: Standard time of the one hundred and fiftieth meridian of west longitude, which is 2 hours slower than Seattle standard time.

(c) In the Aleutian Islands and Yukon-Kuskokwim areas: Standard time of the one hundred and sixty-fifth meridian of west longitude, which is 3 hours slower than Seattle standard time.*

SEC. 201.8 *Observance of markers erected by the Department of Commerce.* All persons engaged in fishery operations are warned to give due regard to all markers erected by the Department of Commerce.*

SEC. 201.9 *Intensity of commercial fishing shall be regulated by weir counts in waters where weirs are maintained.* In waters where a rack or weir is maintained by the Bureau of Fisheries for the purpose of counting salmon ascending to the spawning grounds, records of the catch of salmon shall be furnished daily by all operators to the local representative of the Bureau of Fisheries in charge, and upon notification by the Commissioner of Fisheries or his authorized representative that an excessive proportion of the run is being taken so that the escapement of any species is less than the 50 percent specified by section 2 of the act of June 6, 1924, all commercial fishing operations shall at once be discontinued and shall not be resumed until permission therefor is granted by the Commissioner of Fisheries or his duly authorized representative. And if in any year it shall appear that the run of salmon in such waters has diminished there shall be required a correspondingly increased escapement, and upon notification by the Commissioner of Fisheries or his authorized representative all commercial fishery operations shall cease and shall not be resumed until such increased escapement has been secured.* (Sec. 2, 43 Stat. 465; 48 U. S. C. 225)

SEC. 201.10 *The driving of salmon downstream is prohibited.* The driving

of salmon downstream and the causing of salmon to go outside the protected area at the mouth of any salmon stream are expressly prohibited.*

SEC. 201.11 *Inspection of fisheries establishments by Government agents.* During the inspection of the salmon fisheries by the agents and representatives of this department, they shall have at all times free and unobstructed access to all canneries, salteries, and other fishing establishments and to all hatcheries.* (Sec. 6, 43 Stat. 466; 48 U. S. C. 227)

SEC. 201.12 *Identification of stationary fishing apparatus.* All persons, companies, or corporations owning, operating, or using any stake net, set net, trap net, pound net, or fish wheel for taking salmon or other fishes shall cause to be placed in a conspicuous place on said trap net, pound net, stake net, set net, or fish wheel the name of the person, company, or corporation owning, operating, or using same, together with a distinctive number, letter, or name which shall identify each particular stake net, set net, trap net, pound net, or fish wheel, said lettering and numbering to consist of black figures and letters, not less than 6 inches in length, painted on white ground.*

SEC. 201.13 *Registration of trolling boats with Bureau of Fisheries.* Each season, prior to commencement of commercial fishing, the name and number of each trolling boat shall be furnished in writing to the local representative of the Bureau of Fisheries.*

SEC. 201.14 *Prosecution for wanton waste of fish.* If in the process of curing salmon bellies the remaining edible portion of the fish is not used, such action will be regarded as wanton waste within the meaning of section 8 of the act of June 26, 1906, and those who engage in this practice will be reported for prosecution as provided for in the act.* (Sec. 8, 34 Stat. 480; 48 U. S. C. 236)

SEC. 201.15 *The taking of salmon for feed for fur-bearing animals shall be considered as commercial fishing.* The taking of salmon for feed for fur-bearing animals shall be considered as commercial fishing and subject to all of the limitations in respect thereto.*

SEC. 201.16 *Imposition of additional restrictive regulations where the intensity of fishing warrants.* Any increase in the amount of fishing gear employed or any expansion of fishery operations in any district in any season shall, in the discretion of the Secretary of Commerce, result in the immediate imposition of such additional restrictions as may appear necessary.*

PART 202. ALASKA FISHERIES GENERAL TROUT REGULATIONS

Sec.

202.1 Steelhead trout fishery subject to same regulations as salmon fishery.
202.2 Waters closed to commercial fishing for trout.
202.3 Maximum take of trout during any one day.

SEC. 202.1 *Steelhead trout fishery subject to same regulations as salmon fishery.* Commercial fishing for steelhead trout shall be subject to the provisions of law and the regulations applicable to commercial fishing for salmon.*

SEC. 202.2 *Waters closed to commercial fishing for trout.* Commercial fishing for trout of any species is prohibited in all stream and lakes: *Provided,* That this prohibition shall not apply to Dolly Varden trout.*

SEC. 202.3 *Maximum take of trout during any one day.* No person shall take during any one day more than a combined total of 40 trout of all species, except Dolly Varden trout, and no person shall have in his possession at any time more than 80 trout of all species, except Dolly Varden trout: *Provided,* That in Russian River, flowing into Kenai River, and in all other lakes and streams of Kenai Peninsula, there shall not be taken in any one day more than a combined total of 10 pounds and one fish of all species except Dolly Varden trout, and no one shall have in his possession at any time more than a combined total of 20 pounds and one fish of all species except Dolly Varden trout.*

PART 203. YUKON-KUSKOKWIM AREA FISHERIES

Sec.

203.1 Definition, Yukon-Kuskokwim area.
203.2 Districts open to commercial salmon fishing.
203.3 Types of gear permitted, commercial salmon fishing.
203.4 Total aggregate length of gill nets, salmon fishing boats.
203.5 Size of mesh and depth of salmon gill nets.
203.6 Types of gear permitted commercial salmon fishing, Yukon district.
203.7 Open season, commercial salmon fishing.
203.8 Maximum commercial take of king and red salmon.
203.9 Marking of salmon gill nets.
203.10 Trailing of web by fishing boats.
203.11 Motor-propelled salmon gill net boats prohibited.
203.12 Commercial herring fishing in Golofnin Bay, closed seasons.
203.13 Commercial herring fishing limited to gill nets, Golofnin Bay.
203.14 Seines prohibited, commercial herring fishing except for bait purposes.
203.15 Disposal of herring offal.

SEC. 203.1 *Definition, Yukon-Kuskokwim area.* The Yukon-Kuskokwim area is hereby defined to include all territorial coastal and tributary waters of Alaska from Cape Newenham northward to the parallel of 66 degrees north latitude.*

SEC. 203.2 *Districts open to commercial salmon fishing.* Commercial fishing for salmon is prohibited except within the following-described districts:

(a) Port Clarence District: Waters within a line extending from Cape Douglas to Cape York.*

(b) Yukon District: All waters of the Yukon River and all waters along the coast between 62 degrees north latitude and 63 degrees 15 minutes north latitude.* (Sec. 4, 48 Stat. 595; 48 U. S. C. 232)

(c) Kuskokwim District: All waters of Kuskokwim River, and waters of Kuskokwim Bay, exclusive of Goodnews Bay, within a line extending from the east shore of Kuskokwim Bay at the parallel of 59 degrees north latitude to Cape Avinof. The mouth of the Kuskokwim River shall be considered as at a straight line extending from a marker erected for the purpose at Beacon Point to another marker at Popokamute.* (Sec. 4, 48 Stat. 595; 48 U. S. C. 232)

SEC. 203.3 *Types of gear permitted, commercial salmon fishing.* Commercial fishing for salmon shall be conducted solely by drift gill nets and set nets: *Provided,* That this shall not apply (a) to the use of purse seines in Kuskokwim Bay, exclusive of Goodnews Bay, between 59 degrees north latitude and 59 degrees 40 minutes north latitude westward to Cape Avinof, and (b) to the use of fish wheels in the Yukon and Kuskokwim Rivers by native Indians and bona fide permanent white residents along those rivers for the capture of king salmon. The extension to any seine in the way of leads exceeding 25 fathoms in length is prohibited.* (Sec. 4, 48 Stat. 595; 48 U. S. C. 232)

SEC. 203.4 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 150 fathoms hung measure.* (Sec 4, 48 Stat. 595; 48 U. S. C. 232)

SEC. 203.5 *Size of mesh and depth of salmon gill nets.* King-salmon gill nets shall have a mesh of at least 8½ inches stretched measure between knots, red-salmon gill nets of linen webbing shall have a mesh of at least 5½ inches stretched measure between knots, and red-salmon gill nets of cotton webbing shall have a mesh of at least 5¼ inches stretched measure between knots as measured when actually in use. No red-salmon gill net shall be over 28 meshes deep.* (Sec. 4, Stat. 595; 48 U. S. C. 232)

SEC. 203.6 *Types of gear permitted, commercial salmon fishing, Yukon district.* Commercial fishing for salmon in the Yukon district shall be conducted solely by king-salmon gill nets having mesh of at least 8½ inches stretched measure between knots as measured when actually in use: *Provided,* That this shall not apply to the use of fish wheels in the Yukon River by native Indians and bona fide permanent white residents along the river for the capture of king salmon.* (Sec. 4, 48 Stat. 595; 48 U. S. C. 232)

SEC. 203.7 *Open season, commercial salmon fishing.* Commercial fishing for salmon is prohibited except in the period from 6 o'clock antemeridian June 1 to 6 o'clock postmeridian July 31, in each year: *Provided,* That such fishing is per-

mitted in the Kuskokwim district until 6 o'clock postmeridian August 15.* (Sec. 4, 48 Stat. 595; 48 U. S. C. 232)

SEC. 203.8 *Maximum commercial take of king and red salmon.* The combined take of king and red salmon for commercial purposes shall not exceed 300,000 fish in any calendar year: *Provided,* That the take of king salmon in the Yukon district shall not exceed 50,000 fish, of which not more than 25,000 may be taken inside the mouth of the Yukon River, in any calendar year: *And provided further,* That the combined take of red and king salmon in the Kuskokwim district shall not exceed 250,000 fish in any calendar year.* (Sec. 4, 48 Stat. 595; 48 U. S. C. 232)

SEC. 203.9 *Marking of salmon gill nets.* Each gill net in operation shall be marked by a cluster of floats or corks at the ends, and double floats or corks shall be attached to the cork line at 25-fathom intervals. The clusters of floats or corks at the ends and the double floats or corks at the 25-fathom intervals shall be painted bright red. The clusters at the ends shall also be legibly and plainly marked with the initials of the operator.*

SEC. 203.10 *Trailing of web by fishing boats.* The trailing of web behind any fishing boat is prohibited above the markers fixing closed waters.*

SEC. 203.11 *Motor-propelled salmon gill net boats prohibited.* The use of motor-propelled fishing boats in catching salmon with gill nets is prohibited.*

SEC. 203.12 *Commercial herring fishing in Golofnin Bay, closed seasons.* Commercial fishing for herring in the waters of Golofnin Bay within a line from the southern extremity of Rocky Point to the southern extremity of Cape Darby is prohibited from January 1 to August 19, both dates inclusive, and from November 1 to December 31, both dates inclusive.*

SEC. 203.13 *Commercial herring fishing limited to gill nets, Golofnin Bay.* Commercial fishing for herring in the waters of Golofnin Bay, within a line from the southern extremity of Rocky Point to the southern extremity of Cape Darby, shall be conducted solely by gill nets of mesh not less than 2¾ inches stretched measure between knots.*

SEC. 203.14 *Seines prohibited, commercial herring fishing except for bait purposes.* Commercial fishing for herring, except for bait purposes, by means of any seine is prohibited.*

SEC. 203.15 *Disposal of herring offal.* The dumping of offal and dead herring in the waters of any bay in which herring spawn or where they are captured is prohibited.*

PART 204. BRISTOL BAY AREA FISHERIES

Sec.

204.1 Definition, Bristol Bay area.
204.2 Districts open to commercial salmon fishing.
204.3 Commercial salmon fishing limited to gill nets.
204.4 Marking of salmon gill nets.
204.5 Operation of stake and set or anchored gill nets.
204.6 Areas open to operation of stake and set or anchored gill nets.
204.7 Maximum take of red salmon, Hagemeister district.
204.8 Total aggregate length of stake nets limited.
204.9. Distance between fixed gill nets, Nushagak district.
204.10 Total aggregate length of gill nets on salmon fishing boats.
204.11 Size of mesh and depth of salmon gill nets.
204.12 Opening date for commercial salmon fishing with small mesh gear.
204.13 Seasonal closed periods, commercial salmon fishing.
204.14 Open season, commercial salmon fishing with small mesh gear in Ugashik district.
204.15 Trailing of web by fishing boats.
204.16 Motor-propelled salmon gill net boats prohibited.
204.17 Marking of salmon-fishing boats.
204.18. Smelt nets restricted.
204.19 Weekly closed periods, commercial salmon fishing.
204.20 Waters closed to commercial salmon fishing.

SEC. 204.1 *Definition, Bristol Bay area.* The Bristol Bay area is hereby defined to include all territorial coastal and tributary waters of Alaska from Cape Newenham to a point on the coast 3 statute miles south of Cape Menshikof.*

SEC. 204.2 *Districts open to commercial salmon fishing.* Commercial fishing for salmon is prohibited except within the following-described districts:

(a) Hagemeister district: Waters of Hagemeister Strait from 161 degrees 40 minutes west longitude to 160 degrees 38 minutes west longitude.

(b) Nushagak district: Waters of Nushagak Bay within a line from Point Protection to Etolin Point.

(c) Kvichak-Naknek district: Waters of Kvichak Bay within a line from Etolin Point to Middle Bluff Light on the eastern side of Kvichak Bay.

(d) Egegik district: Waters between a line extending from Etolin Point to Middle Bluff Light and an east and west line at 58 degrees north latitude.

(e) Ugashik district: Waters between an east and west line at 58 degrees north latitude and the southern limit of the area at a point on the coast 3 statute miles south of Cape Menshikof.*

SEC. 204.3 *Commercial salmon fishing limited to gill nets.* Commercial fishing for salmon shall be conducted solely by drift gill nets, set or anchored gill nets, and stake gill nets. The use of all other forms of fishing gear is prohibited.*

SEC. 204.4 *Marking of salmon gill nets.* Each drift gill net in operation shall be marked by a cluster of floats or corks at the ends, and double floats or corks shall be attached to the cork line at 25-fathom intervals. The clusters of floats or corks at the ends and the double floats or corks at the 25-fathom intervals shall be painted bright red and legibly and plainly marked with the initials of the operator.*

SEC. 204.5 *Operation of stake and set or anchored gill nets.* Stake nets and set or anchored gill nets shall be operated in substantially a straight line.*

SEC. 204.6 *Areas open to operation of stake and set or anchored gill nets.* Commercial fishing for salmon with stake nets or set or anchored gill nets shall be limited to beach areas between high and low water marks, exclusive of bars or flats that at low tide are not connected by exposed land to the shore or places not covered at high tide, and shall be confined to the following places:

(a) Nushagak district: Along the beach, except on the west side of Nushagak Bay from a point 2 statute miles south of Bradford Point to Coffee Point, and except along the east side of that bay from the drift gill net prohibitive marker at Nushagak Point to a point on the beach 1,000 yards north of Clark Slough and except from a point 2,500 yards southeast of Ekuk Bluff light to Etolin Point.

(b) Kvichak Bay: Along the beach on the southeast shore of the bay from Prosper Creek to Coffee Creek.

(c) Naknek Bay: Along the beach on the north side of the bay from a point 1,200 yards above the drift gill net prohibitive markers to a point 1,500 yards outside such markers, and along the beach on the south side of the bay from a point 1,200 yards above the drift gill net prohibitive markers to a point 3,000 yards outside such markers.

(d) Egegik Bay: Along the beach on the north side of the bay to a point 4,000 yards outside the drift gill net prohibitive marker, and on the south side of the bay to a point 1,000 yards outside such marker.

(e) Ugashik Bay and River: Along the beach on the north side of the bay from Pilot Station to a point 500 yards south of Dago Creek, and along the beach on the east side of the river from a point 200 yards north of the Red Salmon Canning Co.'s cannery to a point 1,200 yards north of that cannery.*

SEC. 204.7 *Maximum take of red salmon, Hagemeister district.* The combined take of red salmon for commercial purposes in the Hagemeister district shall not exceed 50,000 fish in any calendar year.*

SEC. 204.8 *Total aggregate length of stake nets limited.* The total aggregate length of stake nets used by any individual shall not exceed 50 fathoms measured on the cork line.*

SEC. 204.9 *Distance between fixed gill nets, Nushagak district.* In the Nushagak district the distance by most direct measurement from any part of one stake gill net or set or anchored gill net to any part of another stake gill net or set or anchored gill net shall not be less than 450 feet.*

SEC. 204.10 *Total aggregate length of gill nets on salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat, or in use by

such boat, shall not exceed 150 fathoms hung measure.*

SEC. 204.11 *Size of mesh and depth of salmon gill nets.* King-salmon nets shall have a mesh of at least 8½ inches stretched measure between knots, and red-salmon nets shall have a mesh of at least 5½ inches stretched measure between knots, as measured when actually in use. No red-salmon nets shall be over 28 meshes deep.*

SEC. 204.12 *Opening date for commercial salmon fishing with small mesh gear.* Prior to 6 o'clock antemeridian June 26 in each year commercial fishing for salmon with nets of mesh less than 8½ inches stretched measure between knots is prohibited.*

SEC. 204.13 *Seasonal closed periods, commercial salmon fishing.* Commercial fishing for salmon is prohibited in the period from 6 o'clock antemeridian July 25 to 6 o'clock antemeridian August 3, except in the Ugashik district, where such fishing is prohibited from 6 o'clock antemeridian July 28 to 6 o'clock antemeridian August 10.*

SEC. 204.14 *Open season, commercial salmon fishing with small mesh gear in Ugashik district.* Commercial fishing for salmon in the Ugashik district with nets less than 8½ inches stretched measure between knots is prohibited except in the period from 6 o'clock antemeridian July 1 to 6 o'clock antemeridian July 28 in each year.*

SEC. 204.15 *Trailing of web by fishing boats.* The trailing of web behind any fishing boat is prohibited above the markers fixing closed waters.*

SEC. 204.16 *Motor-propelled salmon gill net boats prohibited.* The use of motor-propelled fishing boats in catching salmon is prohibited.*

SEC. 204.17 *Marking of salmon-fishing boats.* Each salmon-fishing boat in operation shall be legibly and plainly marked with the initials or symbol of the person, company, or corporation owning, operating, or using same, together with a distinctive number which shall identify each particular boat, said letters, symbols, and numbers to be not less than 6 inches in length. Each person, company, or corporation operating two or more salmon-fishing boats shall have said boats numbered consecutively, beginning with number 1 for each plant. Boats operated by Alaska residents shall have, in addition, the letter "A" before the number. Each season, prior to the opening date for commercial fishing, the initials or symbol, and number of each boat shall be furnished in writing to the agent of the Bureau of Fisheries in charge of the district in which said boat shall operate.*

SEC. 204.18 *Smelt nets restricted.* The use of smelt nets is prohibited in localities where young salmon are migrating.*

SEC. 204.19 *Weekly closed periods, commercial salmon fishing.* The 36-hour weekly closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock antemeridian Wednesday to 6 o'clock antemeridian Thursday of each week, making a weekly closed period of 60 hours: *Provided,* That in the waters of Kvichak Bay between the line extending across the bay from the marker on a high point on the east bank of Prosper Creek, about 700 yards above the Koggiung cannery of the Alaska Packers Association, to the marker on the opposite side, the course being about north, 44 degrees west, magnetic, and the line extending across the bay from a marker at Jenson Creek, the course being north, 54 degrees west, magnetic, to a marker on the opposite shore about 1½ miles west of Squaw Creek, the 36-hour weekly closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock postmeridian of Saturday of each week to 6 o'clock antemeridian of the Tuesday following and the period from 6 o'clock antemeridian Wednesday to 6 o'clock antemeridian Thursday of each week, making a weekly closed period of 84 hours.*

SEC. 204.20 *Waters closed to commercial salmon fishing.* All commercial fishing for salmon is prohibited as follows:

(a) Nushagak Bay: All waters northward of a line from a marker 2 statute miles below Bradford Point to a marker on the opposite shore at Nushagak Point: *Provided,* That stake nets or set or anchored gill nets limited to beach areas between high and low watermarks will be permitted to the old prohibitive line from Snag Point to the old village on the east bank.

(b) Kvichak Bay: All waters above a line extending at right angles across Kvichak Bay from the marker on a high point on the east bank of Prosper Creek, about 700 yards above the Koggiung cannery of the Alaska Packers Association, to the marker on the opposite side, the course being about north, 44 degrees west, magnetic.

(c) Naknek Bay: All waters within 1 statute mile of the mouth of the Naknek River: *Provided,* That stake nets or set or anchored gill nets limited to beach areas between high and low watermarks will be permitted on each side of the bay to a point 1,200 yards above the drift gill net prohibitive markers.

(d) Egegik Bay: All waters above a line extending at right angles across said bay from a marker on the north bank 250 yards east of Libby, McNeill & Libby's cannery building to a marker on the south bank 175 yards east of the Alaska Packers Association's new cannery building.

(e) Ugashik River and Bay: All waters above a line extending at right angles across said river 500 yards below the mouth of King Salmon River: *Provided,* That stake nets or set or anchored gill nets limited to beach areas between high and low watermarks will be permitted on the east side of the river from a point 200 yards north of the Red Salmon Canning Co.'s cannery to a point 1,200 yards north of that cannery.*

PART 205. ALASKA PENINSULA AREA FISHERIES

Sec.

205.1 Definition, Alaska Peninsula area.
205.2 Weekly closed periods, commercial salmon fishing, north side of peninsula.
205.3 Weekly closed periods, commercial salmon fishing, south side of peninsula.
205.4 Total aggregate length of gill nets, salmon fishing boats.
205.5 Operation of stake and anchored gill nets.
205.6 Minimum distance between units of fishing gear.
205.7 Length of stake and set or anchored gill nets.
205.8 Length of beach seines.
205.9 Salmon fishing boats limited to one seine.
205.10 Minimum distance between traps.
205.11 Waters open to purse seines, salmon fishing.
205.12 Maximum length of salmon purse seine boats.
205.13 Maximum take of red salmon, Port Heiden waters.
105.14 Open seasons, commercial salmon fishing.
205.15 Waters closed to gill nets, commercial salmon fishing.
205.16 Commercial fishing with stake nets restricted.
205.17 Trolling gear.
205.18 Taking of small king salmon by commercial trollers prohibited.
205.19 Areas open to salmon traps.
205.20 Waters closed to commercial salmon fishing.
205.21 Closed seasons, commercial herring fishing except for bait purposes.
205.22 Waters closed to commercial herring fishing.
205.23 Weekly closed period, commercial herring fishing except for bait purposes.
205.24 Size of mesh, herring gill nets.
205.25 Traps prohibited, commercial herring fishing.
205.26 Seines prohibited, commercial herring fishing except for bait purposes.
205.27 Size of purse seines, commercial bait fishing for herring.
205.28 Placing of obstructions in herring bays prohibited.
205.29 Disposal of herring offal.
205.30 Minimum size of razor clams to be taken commercially.
205.31 Protection of small razor clams.

SEC. 205.1 *Definition, Alaska Peninsula area.* The Alaska Peninsula area is hereby defined to include all territorial coastal and tributary waters of the Alaska Peninsula from a point of the coast 3 statute miles south of Cape Menshikof on the Bering Seashore, extending in a southwesterly direction to Unimak Pass, thence in a northeasterly direction along the Pacific side of the Alaska Peninsula to Castle Cape (Tuliumit Point). The waters of Unimak, the Sanak, the Shumagin, and all other adjacent islands are included.*

SEC. 205.2 *Weekly closed periods, commercial salmon fishing, North side of peninsula.* In the waters of Nelson Lagoon, and thence along the coast to Cape Seniavin, including Nelson Lagoon, Herendeen Bay, Port Moller, and the fishing grounds off the Bear, Sandy, and Ocean Rivers, the 36-hour closed period for

salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the periods from 6 o'clock postmeridian until 6 o'clock antimeridian of each night from Monday to Friday, inclusive, making a weekly closed period in these waters of 96 hours, which shall be effective throughout the entire salmon fishing season of each year.*

SEC. 205.3 *Weekly closed periods, commercial salmon fishing, south side of peninsula.* In the waters along the south side of the Alaska Peninsula, including the waters of the Shumagin and other adjacent islands, the 36-hour closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the periods from 6 o'clock postmeridian Tuesday to 6 o'clock antemeridian Wednesday and from 6 o'clock postmeridian Wednesday to 6 o'clock antemeridian Thursday of each week, making a weekly closed period of 60 hours: *Provided*, that this extension of 24 hours closed period each week shall not apply to gill nets and shall not be effective for any gear after 6 o'clock antemeridian of July 25 of each year.*

SEC. 205.4 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 200 fathoms hung measure.*

SEC. 205.5 *Operation of stake and anchored gill nets.* Stake and anchored gill nets shall be operated in substantially a straight line: *Provided*, That not to exceed 30 fathoms of each net may be used as a hook. Only one such hook is permitted on a net.*

SEC. 205.6 *Minimum distance between units of fishing gear.* The distance by most direct water measurement from any part of one stake gill net, set, or anchored gill net, or beach seine to any part of another stake gill net, set, or anchored gill net, beach seine, or trap shall not be less than 1,800 feet. No purse seine shall operate within ½ statute mile of any trap.*

SEC. 205.7 *Length of stake and set or anchored gill nets.* No stake gill net or set or anchored gill net shall exceed 75 fathoms in length measured on the cork line.*

SEC. 205.8 *Length of beach seines.* The use of any beach seine less than 60 fathoms in length or more than 75 fathoms in length is prohibited.*

SEC. 205.9 *Salmon fishing boats limited to one seine.* No salmon fishing boat shall carry or operate more than one seine of any description, and no additional net of any kind, except one lead having mesh not less than 8 inches stretched measure between knots, shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon fishing boat is prohibited.*

SEC. 205.10 *Minimum distance between traps.* The distance by most direct water measurement from any part of one trap to any part of another trap shall not be less than one statute mile.*

SEC. 205.11 *Waters open to purse seines, salmon fishing.* The use of purse seines for the capture of salmon is prohibited, except that (a) in the waters of the Shumagin Islands and between Cape Aliaksin and Castle Cape, seines not to exceed 100 fathoms in length and 150 meshes in depth may be used, and (b) purse seines are permitted in waters open to commercial fishing from Morgan Point on the west side of the entrance to King Cove westward, thence northward and eastward to Cape Seniavin.*

SEC. 205.12 *Maximum length of salmon purse seine boats.* No boat used in operating any purse seine shall be longer than 50 feet, as shown by official register length: *Provided*, That this shall not apply to such boats operated on the north side of the Alaska Peninsula or in the waters of this area west of Morgan Point.*

SEC. 205.13 *Maximum take of red salmon, Port Heiden waters.* In Port Heiden waters the catch of red salmon shall not exceed 50,000 in any calendar year.*

SEC. 205.14 *Open seasons, commercial salmon fishing.* Commercial fishing for salmon is prohibited prior to 6 o'clock antemeridian May 27 in each calendar year and during the remainder of each calendar year after 6 o'clock postmeridian August 10, except that beach seines and gill nets may be used from September 5 to September 30, both dates inclusive.*

SEC. 205.15 *Waters closed to gill nets, commercial salmon fishing.* Commercial fishing for salmon by means of gill nets, including drift nets and set nets, is prohibited west of 161 degrees west longitude, exclusive of waters along the Bering Sea Coast and the waters of the Sanak Islands group.*

SEC. 205.16 *Commercial fishing with stake nets restricted.* Commercial fishing for salmon by means of stake nets, except along the Bering Sea Coast, is prohibited.*

SEC. 205.17 *Trolling gear.* No trolling boat shall operate more than 4 trolling lines.*

SEC. 205.18 *Taking of small king salmon by commercial trollers prohibited.* In commercial trolling operations no king salmon shall be caught which when dressed will weigh less than 6 pounds. In the event any such undersized salmon are thus taken, they must be carefully removed from the hook without jerking or other action causing injury and returned to the water alive.*

SEC. 205.19 *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited, except as follows:

(a) Unimak Island: Along the coast on the west and south sides of Ikatan Bay (1) from a point on False Pass (Isanotski Strait) at 54 degrees 48 minutes 54 seconds north latitude, 163 degrees 22 minutes 18 seconds west longitude, to a point at 54 degrees 46 minutes 44 seconds north latitude, 163 degrees 21 minutes 32 seconds west longitude, and (2) from a point at 54 degrees 45 minutes 18 seconds north latitude, 163 degrees 17 minutes 30 seconds west longitude, to a point on Louisiana Cove at 54 degrees 45 minutes 56 seconds north latitude, 163 degrees 8 minutes 52 seconds west longitude.

(b) Unimak Island: Along the coast of East Ancher Cove within 2,500 feet, measured along the coast, from a point at 54 degrees 41 minutes 12 seconds north latitude, 163 degrees 3 minutes 36 seconds west longitude.

(c) Along the coast on the west side of Morzhovoi Bay within 2,500 feet measured along the coast from a point at 55 degrees 0 minutes 52 seconds north latitude, 163 degrees 9 minutes 39 seconds west longitude.

(d) Along the coast of Vodapoini Point within 2,500 feet of a point at 55 degrees 2 minutes 5 seconds north latitude, 162 degrees 24 minutes 21 seconds west longitude.

(e) Along the coast of Bold Cape for a distance of 2,500 feet from a point at 55 degrees 1 minute 12 seconds north latitude, 162 degrees 15 minutes 36 seconds west longitude.

(f) Deer Island: East coast within 2,500 feet of a point at 54 degrees 51 minutes 42 seconds north latitude.

(g) Along the mainland coast between Belkofski Bay and Bear Bay, from a point at 55 degrees 6 minutes 21 seconds north latitude, 161 degrees 57 minutes 54 seconds west longitude, to a point at 55 degrees 8 minutes north latitude, 161 degrees 57 minutes 18 seconds west longitude.

(h) Dolgoi Island: East coast within 2,500 feet of a point at 55 degrees 7 minutes 42 seconds north latitude, 161 degrees 38 minutes 24 seconds west longitude.

(i) Along the mainland coast within 2,500 feet, measured along the coast, from a point at 55 degrees 13 minutes 30 seconds north latitude, 161 degrees 52 minutes 36 seconds west longitude.

(j) Mainland coast along the west side of Pavlof Bay from 55 degrees 18 minutes 6 seconds north latitude to 55 degrees 20 minutes north latitude.

(k) Mainland coast along the east side of Pavlof Bay (1) within 2,500 feet of a point at 55 degrees 27 minutes north latitude; and (2) within 2,500 feet of a point at 55 degrees 21 minutes 35 seconds north latitude, 161 degrees 29 minutes 18 seconds west longitude.

(l) Island east of Seal Cape at 55 degrees 21 minutes 16 seconds north latitude, 161 degrees 13 minutes 24 seconds west longitude.

(m) Mainland coast within 2,500 feet of a point near Swedania Point at 55 degrees 28 minutes 43 seconds north latitude, 160 degrees 30 minutes 14 seconds west longitude.

(n) Unga Island: East coast (1) within 2,500 feet of a point at 55 degrees 11

minutes 42 seconds north latitude, 160 degrees 27 minutes 38 seconds west longitude; and (2) within 2,500 feet of a point at 55 degrees 13 minutes 29 seconds north latitude, 160 degrees 29 minutes 37 seconds west longitude.

(o) Popof Island: East and north coasts (1) within 2,500 feet of a point at 55 degrees 16 minutes north latitude, 160 degrees 19 minutes 40 seconds west longitude; (2) within 2,500 feet of a point at 55 degrees 18 minutes 36 seconds north latitude, 160 degrees 18 minutes 48 seconds west longitude; and (3) within 5,000 feet southwesterly from a point at 55 degrees 21 minutes 54 seconds north latitude, 160 degrees 21 minutes 48 seconds west longitude.

(p) Within 5,000 feet of a point on a reef near Guillemot Island at 55 degrees 33 minutes 10 seconds north latitude, 160 degrees 25 minutes 17 seconds west longitude.

(q) Korovin Island: East coast within 2,500 feet of a point at 55 degrees 24 minutes 24 seconds north latitude, 160 degrees 8 minutes 57 seconds west longitude.

(r) Mainland coast (1) within 2,500 feet of a point at 55 degrees 36 minutes 20 seconds north latitude, 159 degrees 36 minutes 40 seconds west longitude, and (2) within 2,500 feet of a point at 55 degrees 40 minutes 5 seconds north latitude, 159 degrees 32 minutes 11 seconds west longitude.

SEC. 205.20 *Waters closed to commercial salmon fishing.* All commercial fishing for salmon is prohibited, as follows:

(a) Within 1,000 yards outside the mouths of Bear, Sandy, and Ocean Rivers.

(b) Thin Point Lagoon, East Bay (Long John Lagoon), Kinzaroff Lagoon, Mortensen Lagoon, Swanson Lagoon, Big Lagoon, and Middle or Lambsport Lagoon: All waters within the lagoons and their streams and within a distance of 500 yards outside the entrances to the lagoons.

(c) Captain Harbor, tributary to Belkofski Bay: All waters within the harbor.

(d) Volcano and Bear Bays: All waters west of 162 degrees 1 minute west longitude.

(e) Canoe Bay, tributary to Pavlof Bay.

(f) All waters of Orzinski (Orzenoi) Bay.

(g) All waters of Balboa Bay north of a line extending due west from Low Point.*

SEC. 205.21 *Closed seasons, commercial herring fishing except for bait purposes.* Commercial fishing for herring, except for bait purposes, is prohibited in the period from January 1 to June 30, both dates inclusive, and from December 1 to December 31, both dates inclusive.*

SEC. 205.22 *Waters closed to commercial herring fishing.* During the period from June 1 to October 1, both dates inclusive, commercial fishing for herring, including bait fishing, is prohibited in all waters closed throughout the year to salmon fishing.*

SEC. 205.23 *Weekly closed period, commercial herring fishing except for bait purposes.* Commercial fishing for herring, except for bait purposes, is prohibited from 6 o'clock antemeridian of Saturday of each week until 6 o'clock postmeridian of the Sunday following.*

SEC. 205.24 *Size of mesh, herring gill nets.* Gill nets used in catching herring shall not be of smaller mesh than 3 inches stretched measure.*

SEC. 205.25 *Traps prohibited, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any trap is prohibited.*

SEC. 205.26 *Seines prohibited, commercial herring fishing except for bait purposes.* Commercial fishing for herring, except for bait purposes, by means of any seine is prohibited.*

SEC. 205.27 *Size of purse seines, commercial bait fishing for herring.* Commercial bait fishing for herring by means of any purse seine more than 1,400 meshes in depth, more than 180 fathoms in length, or of mesh less than 1½ inches stretched measure between knots is prohibited.*

SEC. 205.28 *Placing of obstructions in herring bays prohibited.* No one shall place, or cause to be placed, across the entrance of any lagoon or bay any net or other device which will prevent the free passage at all times of herring in and out of said lagoon or bay.*

SEC. 205.29 *Disposal of herring offal.* The dumping of offal and dead herring in the waters of any bay in which herring spawn or where they are captured is prohibited.*

SEC. 205.30 *Minimum size of razor clams to be taken commercially.* It is prohibited to take for commercial purposes any razor clam measuring less than 4½ inches in total length of shell. Possession of any razor clam of less than this length will be regarded as prima facie evidence of unlawful taking.*

SEC. 205.31 *Protection of small razor clams.* Any razor clam measuring less than 4½ inches in total length of shell shall be returned alive immediately to the hole from which it was removed in the course of digging operations.*

PART 206. ALEUTIAN ISLANDS AREA FISHERIES

Sec.

206.1 Definition, Aleutian Islands area.
206.2 Total aggregate length of gill nets, salmon fishing boats.
206.3 Operation of stake and anchored gill nets.
206.4 Closed season, commercial salmon fishing.
206.5 Traps prohibited, salmon fishing.
206.6 Size of salmon purse seines.
206.7 Closed seasons, commercial herring fishing except for bait purposes.
206.8 Closed season, commercial herring fishing with seines.
206.9 Size of mesh, herring gill nets.
206.10 Traps prohibited, commercial herring fishing.
206.11 Waters closed to commercial herring fishing with seines except for bait purposes.
206.12 Size of purse seines, commercial herring fishing.
206.13 Waters closed to commercial bait fishing for herring with seines.
206.14 Placing of obstructions in herring bays prohibited.
206.15 Disposal of herring offal.

SEC. 206.1 *Definition, Aleutian Islands area.* The Aleutian Islands area is hereby defined to include all territorial coastal and tributary waters of the Aleutian Islands westward of and including Unimak Pass.*

SEC. 206.2 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat or in use by such boat shall not exceed 200 fathoms hung measure.*

SEC. 206.3 *Operation of stake and anchored gill nets.* Stake and anchored gill nets shall be operated in substantially a straight line.*

SEC. 206.4 *Closed season, commercial salmon fishing.* Commercial fishing for salmon is prohibited during the remainder of each calendar year after 6 o'clock postmeridian August 10, except that beach seines and gill nets may be used from September 5 to September 30, both dates inclusive.*

SEC. 206.5 *Traps prohibited, salmon fishing.* The use of any trap is prohibited.*

SEC. 206.6 *Size of salmon purse seines.* The use of any purse seine exceeding 100 fathoms in length or 150 meshes in depth is prohibited. The extension to any seine in the way of leads exceeding 25 fathoms in length is prohibited.*

SEC. 206.7 *Closed seasons, commercial herring fishing except for bait purposes.* Commercial fishing for herring, except for bait purposes, is prohibited in the period from January 1 to June 30, both dates inclusive, and from November 1 to December 31, both dates inclusive.*

SEC. 206.8 *Closed season, commercial herring fishing with seines except for bait purposes.* Commercial fishing for herring, except for bait purposes, by means of any seine is prohibited except in the period from July 15 to October 31, both dates inclusive.*

SEC. 206.9 *Size of mesh, herring gill nets.* Gill nets used in catching herring shall not be of smaller mesh than 3 inches stretched measure.*

SEC. 206.10 *Traps prohibited, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any trap is prohibited.*

SEC. 206.11 *Waters closed to commercial herring fishing with seines except for bait purposes.* Commercial fishing for herring, except for bait purposes, by means of any seine is prohibited west of 166 degrees west longitude.*

SEC. 206.12 *Size of purse seines, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any purse seine more than 1,400 meshes in depth, more than 180 fathoms in length, or of mesh less

than 1½ inches stretched measure between knots is prohibited.*

SEC. 206.13 *Waters closed to commercial bait fishing for herring with seines.* Commercial bait fishing for herring by means of any seine in Unalaska Bay and tributary waters south of 54 degrees north latitude is prohibited.*

SEC. 206.14 *Placing of obstructions in herring bays prohibited.* No one shall place, or cause to be placed, across the entrance of any lagoon or bay any net or other device which will prevent the free passage at all times of herring in and out of said lagoon or bay.*

SEC. 206.15 *Disposal of herring offal.* The dumping of offal and dead herring in the waters of any bay in which herring spawn or where they are captured is prohibited.*

PART 207. CHIGNIK AREA FISHERIES

Sec.

207.1 Definition, Chignik area.
207.2 Purse seines prohibited, commercial salmon fishing.
207.3 Total aggregate length of gill nets, salmon fishing boats.
207.4 Length of set or anchored gill nets.
207.5 Operation of set or anchored gill nets.
207.6 Motor-propelled salmon gill net boats prohibited.
207.7 Minimum distance between units of fishing gear.
207.8 Removal from water of set or anchored gill nets during closed periods.
207.9 Salmon fishing boats limited to one seine.
207.10 Size of beach seines.
207.11 Waters closed to commercial salmon fishing, Chignik Lagoon.
207.12 Commercial take of Chignik River salmon regulated by weir count.
207.13 Closed season, commercial salmon fishing.
207.14 Waters closed to commercial salmon fishing: Unavikshak, Nakchamik, and Chankliut Islands.
207.15 Minimum distance between traps.
207.16 Areas open to salmon traps.
207.17 Closed seasons, commercial herring fishing except for bait purposes.
207.18 Waters closed to commercial herring fishing.
201.19 Weekly closed period, commercial herring fishing.
207.20 Size of mesh, herring gill nets.
207.21 Traps prohibited, commercial herring fishing.
207.22 Purse seines prohibited, commercial herring fishing except for bait purposes.
207.23 Size of beach seines, commercial herring fishing.
207.24 Size of purse seines, commercial herring bait fishing.
207.25 Placing of obstructions in herring bays prohibited.
207.26 Disposal of herring offal.
207.27 Minimum size of razor clams to be taken commercially.
207.28 Protection of small razor clams.

SEC. 207.1 *Definition, Chignik area.* The Chignik area is hereby defined to include the territorial coastal and tributary waters of Alaska along the mainland shore from Castle Cape (Tuliumnit Point) to Cape Kunmik. The waters of Chankliut, Sutwik, and all other adjacent islands are included.*

SEC. 207.2 *Purse seines prohibited, commercial salmon fishing.* Commercial fishing for salmon by means of any purse seine is prohibited.*

SEC. 207.3 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 100 fathoms hung measure.*

SEC. 207.4 *Length of set or anchored gill nets.* No set or anchored gill net shall exceed 75 fathoms in length measured on the cork line.*

SEC. 207.5 *Operation of set or anchored gill nets.* Set or anchored gill nets shall be operated in substantially a straight line: *Provided,* That not to exceed 30 yards of each net may be used as a hook. Only one such hook is permitted on a net.*

SEC. 207.6 *Motor-propelled salmon gill net boats prohibited.* The use of motor-propelled gill-net boats in catching salmon is prohibited.*

SEC. 207.7 *Minimum distance between units of fishing gear.* The distance by most direct water measurement from any part of one set, anchored, or drift gill net or seine to any part of another set, anchored, or drift gill net or seine, or to any part of any trap, shall not be less than 600 feet.*

SEC. 207.8 *Removal from water of set or anchored gill nets during closed periods.* All set or anchored gill nets shall be removed from the water throughout the weekly closed periods extending from 6 o'clock postmeridian of Saturday of each week to 6 o'clock antemeridian of the Monday following.* (Sec. 5, 43 Stat. 466; 48 U. S. C. 234)

SEC. 207.9 *Salmon fishing boats limited to one seine.* No salmon fishing boat shall carry or operate more than one beach seine of any description, and no additional net of any kind shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon fishing boat is prohibited.*

SEC. 207.10 *Size of beach seines.* No beach seine shall be less than 50 fathoms or more than 100 fathoms in length measured on the cork line. No beach seine shall be less than 100 meshes or more than 200 meshes in depth. For the purpose of determining depths of seines, measurements will be upon the basis of 3½ inches stretched measure between knots.*

SEC. 207.11 *Waters closed to commercial salmon fishing, Chignik Lagoon.* All commercial fishing for salmon is prohibited in Chignik Lagoon within a line from a point on the mainland at 56 degrees 17 minutes 26 seconds north latitude, 158 degrees 37 minutes 48 seconds west longitude to a point on the west side of Chignik Island at 56 degrees 17 minutes 15 seconds north latitude, 158 degrees 36 minutes 24 seconds west longitude, thence to a point on the north shore of Chignik Island at 56 degrees 17 minutes 33 seconds north latitude, 158 degrees 34 minutes 54 seconds west longitude, thence to Rocky Point on the east side of Chignik Lagoon at 56 degrees 17 minutes 30 seconds north latitude, 158 degrees 33 minutes 52 seconds west longitude.*

SEC. 207.12 *Commercial take of Chignik River salmon regulated by weir count.* The take of salmon within waters in which the runs are tributary to the Chignik River shall not exceed 50 percent of the total run as determined at the weir in Chignik River operated by the Bureau of Fisheries.* (Sec. 2, 43 Stat. 465; 48 U. S. C. 225)

SEC. 207.13 *Closed seasons, commercial salmon fishing.* Commercial fishing for salmon is prohibited prior to 6 o'clock antemeridian June 1 and after 6 o'clock postmeridian October 1 in each year.*

SEC. 207.14 *Waters closed to commercial salmon fishing: Unavikshak, Nakchamik, and Chankluit Islands.* Commercial fishing for salmon is prohibited in the waters surrounding Unavikshak, Nakchamik, and Chankluit Islands.*

SEC. 207.15 *Minimum distance between traps.* The distance by most direct water measurement from any part of one trap to any part of another trap shall not be less than 1 statute mile, except in Chignik Lagoon, where there shall be a distance interval of not less than 10 statute miles laterally between any two traps on the north shore or on the south shore of Chignik Lagoon. Chignik Island shall be considered as a part of the south shore of the lagoon.*

SEC. 207.16 *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited except as follows:

(a) Along the coast of Chignik Lagoon within 2,500 feet from the outer extremity of Hume Point.

(b) Along the coast of Chignik Island within 2,500 feet from a point at 56 degrees 17 minutes 30 seconds north latitude, 158 degrees 35 minutes 38 seconds west longitude.

(c) Along the east side of the spit at the entrance to Chignik Lagoon from the southern extremity of the spit northwesterly for a distance of 5,000 feet.

(d) Along the coast on the east side of Anchorage Bay within 2,500 feet from a point at 56 degrees 19 minutes 17 seconds north latitude, 158 degrees 21 minutes 12 seconds west longitude.

(e) Along the east side of the spit on the west side of Lake Bay from the northern extremity of the spit at 56 degrees 18 minutes 53 seconds north latitude to a point at 56 degrees 18 minutes 22 seconds north latitude, 158 degrees 16 minutes 41 seconds west longitude.

(f) Along the coast on the west side of Hook Bay within 2,500 feet from a point at 56 degrees 30 minutes 54 seconds north latitude, 158 degrees 9 minutes 12 seconds west longitude.

(g) Along the coast on the west side of Aniakchak Bay beginning at a point on the coast 8,000 feet southeasterly of the mouth of the lagoon and extending southeasterly for a distance of 5,000 feet.

(h) Along the south side of Aniakchak Bay within 2,500 feet from a point at 56 degrees 39 minutes 18 seconds north latitude, 157 degrees 28 minutes west longitude.*

SEC. 207.17 *Closed seasons, commercial herring fishing except for bait purposes.* Commercial fishing for herring, except for bait purposes, is prohibited in the period from January 1 to June 30, both dates inclusive, and from December 1 to December 31, both dates inclusive.*

SEC. 207.18 *Waters closed to commercial herring fishing.* During the period from June 1 to October 1, both dates inclusive, commercial fishing for herring, including bait fishing, is prohibited in all waters closed throughout the year to salmon fishing.*

SEC. 207.19 *Weekly closed period, commercial herring fishing.* Commercial fishing for herring, except for bait purposes, is prohibited from 6 o'clock antemeridian of Saturday of each week until 6 o'clock postmeridian of the Sunday following.*

SEC. 207.20 *Size of mesh, herring gill nets.* Gill nets used in catching herring shall not be of smaller mesh than 3 inches stretched measure.*

SEC. 207.21 *Traps prohibited, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any trap is prohibited.*

SEC. 207.22 *Purse seines prohibited, commercial herring fishing except for bait purposes.* Commercial fishing for herring, except for bait purposes, by means of any purse seine is prohibited.*

SEC. 207.23 *Size of beach seines, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any beach seine more than 50 fathoms in length is prohibited.*

SEC. 207.24 *Size of purse seines, commercial herring bait fishing.* Commercial fishing for herring for bait purposes by means of any purse seine more than 1,400 meshes in depth, more than 180 fathoms in length, or of mesh less than 1½ inches stretched measure between knots is prohibited.*

SEC. 207.25 *Placing of obstructions in herring bays prohibited.* No one shall place, or cause to be placed, across the entrance of any lagoon or bay any net or other device which will prevent the free passage at all times of herring in and out of said lagoon or bay.*

SEC. 207.26 *Disposal of herring offal.* The dumping of offal and dead herring in the waters of any bay in which herring spawn or where they are captured is prohibited.*

SEC. 207.27 *Minimum size of razor clams to be taken commercially.* It is prohibited to take for commercial purposes any razor clam measuring less than 4½ inches in total length of shell. Possession of any razor clam of less than this length will be regarded as prima facie evidence of unlawful taking.*

SEC. 207.28 *Protection of small razor clams.* Any razor clam measuring less than 4½ inches in total length of shell shall be returned alive immediately to the hole from which it was removed in the course of digging operations.*

PART 208. KODIAK AREA FISHERIES

Sec.

208.1 Definition, Kodiak area.
208.2 Size of purse seines, commercial salmon fishing.
208.3 Maximum length of salmon purse seine boats.
208.4 Size of mesh of beach seines, commercial salmon fishing.
208.5 Operation of beach seines.
208.6 Total aggregate length of gill nets, salmon fishing boats.
208.7 Size and operation of set or anchored gill nets.
208.8 Minimum distance between units of fishing gear.
208.9 Removal from water of set or anchored gill nets during closed periods.
208.10 Marking of powered salmon fishing boats.
208.11 Salmon fishing boats limited to one seine.
208.12 Closed seasons, commercial salmon fishing.
208.13 Closed seasons, commercial salmon fishing, Alitak Bay.
208.14 Commercial salmon fishing is prohibited in Olga and Moser Bays, except by gill nets in limited area.
208.15 Take of Olga Bay red salmon regulated my weir count.
208.16 Take of red salmon between Cape Alitak and Cape Karluk regulated by weir count.
208.17 Take of Karluk red salmon regulated by weir count.
208.18 Fishing gear restricted, Cape Karluk to Rocky Point.
208.19 Fishing gear restricted, Cape Karluk to Cape Uyak.
208.20 Fishing gear restricted, Cape Karluk to Cape Alitak.
208.21 Kodiak area partially closed to commercial salmon fishing, August 15 to August 31.
208.22 Minimum distance between traps.
208.23 Areas open to salmon traps.
208.24 Waters closed to commercial salmon fishing.
208.25 Closed season, commercial herring fishing except for bait purposes.
208.26 Closed season, commercial herring fishing except by gill nets or for bait purposes.
208.27 Waters closed to commercial herring fishing.
208.28 Size of mesh, herring gill nets.
208.29 Traps prohibited, commercial herring fishing.
208.30 Size of purse seines, commercial herring fishing.
208.31 Placing of obstructions in herring bays prohibited.
208.32 Disposal of herring offal.
208.33 Minimum size of razor clams to be taken commercially.
208.34 Protection of small razor clams.
208.35 Maximum take of razor clams, Cape Kuliak to Cape Douglas.

SEC. 208.1 *Definition, Kodiak area.* The Kodiak area is hereby defined to include the waters of the mainland shore extending from Cape Douglas southwestward to Cape Kunmik and the territorial coastal and tributary waters of Alaska surrounding Kodiak, Afognak, and adjacent islands, including Chirikof Island and the Semidi Islands.*

SEC. 208.2 *Size of purse seines, commercial salmon fishing.* Commercial fishing for salmon by means of any purse seine more than 125 fathoms in length is prohibited. The extension to any seine in the way of leads exceeding 25 fathoms in length is prohibited.*

SEC. 208.3 *Maximum length of salmon purse seine boats.* No boat used in operating any purse seine shall be longer than 50 feet, as shown by official register length.*

SEC. 208.4 *Size of mesh of beach seines, commercial salmon fishing.* Commercial fishing for salmon by means of any beach seine with mesh smaller than 3 inches stretched measure between knots or with mesh larger than 3½ inches stretched measure between knots is prohibited.*

SEC. 208.5 *Operation of beach seines.* Beach seines shall be set from the beach only. No beach seine shall be set as a trap or as a lead and left without reasonably prompt completion of the seining operation.*

SEC. 208.6 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 150 fathoms hung measure.*

SEC. 208.7 *Size and operation of set or anchored gill nets.* No set or anchored gill net shall exceed 300 yards in length, and each shall be set in substantially a straight line: *Provided*, That not to exceed 50 yards of each net may be used as a hook. Only one such hook is permitted on a net. No wire netting or other device that impedes or obstructs free passage of fish shall be used in connection with the operation of any set or anchored gill net except that seine webbing may be used on the shore end and between the lines of high and low water.*

SEC. 208.8 *Minimum distance between units of fishing gear.* The distance by most direct water measurement from any part of one set or anchored gill net to any part of another set or anchored gill net or to any part of any trap shall not be less than 900 feet.*

SEC. 208.9 *Removal from water of set or anchored gill nets during closed periods.* All set or anchored gill nets shall be removed from the water throughout all closed periods, including the weekly closed periods extending from 6 o'clock postmeridian of Saturday of each week to 6 o'clock antemeridian of the Monday following.* (Sec. 5, 43 Stat. 466; 48 U. S. C. 234)

SEC. 208.10 *Marking of powered salmon fishing boats.* Each powered salmon fishing boat in operation shall be legibly and plainly marked with the initials or symbol of the person, company, or corporation owning, operating, or using same, together with a distinctive number which shall identify each particular boat, said letters, symbols, and numbers to be not less than 8 inches in length.*

SEC. 208.11 *Salmon fishing boats limited to one seine.* No salmon fishing boat shall carry or operate more than one seine of any description, and no additional net of any kind shall be carried on

such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon fishing boat is prohibited.*

SEC. 208.12 *Closed seasons, commercial salmon fishing.* Commercial fishing for salmon is prohibited prior to 6 o'clock antemeridian June 1 and for the remainder of each calendar year after 6 o'clock postmeridian September 30.*

SEC. 208.13 *Closed seasons, commercial salmon fishing, Alitak Bay.* Commercial fishing for salmon in Alitak Bay and all its branches within a line from Cape Trinity to Cape Alitak prior to 6 o'clock antemeridian June 15 and after 6 o'clock postmeridian August 15 in each year is prohibited.*

SEC. 208.14 *Commercial salmon fishing is prohibited in Olga and Moser Bays, except by gill nets in a limited area.* All commercial fishing for salmon is prohibited (a) in Olga Bay except by set or anchored gill nets along the southern shore from a point at 57 degrees 4 minutes 36 seconds north latitude, 154 degrees 20 minutes west longitude, to a point at 57 degrees 4 minutes 12 seconds north latitude, 154 degrees 7 minutes 3 seconds west longitude, and along the eastern shore from a point at 57 degrees 4 minutes 12 seconds north latitude, 154 degrees 5 minutes 27 seconds west longitude, to a point at 57 degrees 7 minutes 9 seconds north latitude, 154 degrees 5 minutes 6 seconds west longitude, exclusive of all waters within ½ statute mile of the mouth of any salmon stream; and (b) in Moser Bay except by set or anchored gill nets south of 57 degrees north latitude.*

SEC. 208.15 *Take of Olga Bay red salmon regulated by weir count.* The take of red salmon within waters in which the runs are tributary to Olga Bay shall not exceed 50 percent of the total run as determined at the weirs on tributary waters of Olga Bay operated by the Bureau of Fisheries.* (Sec. 2, 43 Stat. 465; 48 U. S. C. 225)

SEC. 208.16 *Take of red salmon between Cape Alitak and Cape Karluk regulated by weir count.* The take of red salmon in waters extending from Cape Alitak to Cape Karluk shall not exceed 50 percent of the total run as determined at the weir in Red River operated by the Bureau of Fisheries.* (Sec. 2, 43 Stat. 465; 48 U. S. C. 225)

SEC. 208.17 *Take of Karluk red salmon regulated by weir count.* The take of red salmon in Karluk waters, extending from Cape Karluk to Broken Point, shall not exceed 50 percent of the total run as determined at the weir in Karluk River operated by the Bureau of Fisheries: *Provided,* That beach seines not to exceed 200 fathoms in length, hung measure, shall be permitted to fish between Cape Karluk and Cape Uyak, except within 1,000 yards of the Karluk River, at any time except during the weekly closed period from 6 o'clock postmeridian Saturday to 6 o'clock antemeridian Monday of each week, and except in the period from 6 o'clock antemeridian July 24 to 6 o'clock postmeridian August 5.* (Sec. 2, 43 Stat. 465; 48 U. S. C. 225)

SEC. 208.18 *Fishing gear restricted, Cape Karluk to Rocky Point.* All commercial fishing for salmon in the waters between Cape Karluk and Rocky Point is prohibited in the period from 6 o'clock antemeridian July 24 to 6 o'clock postmeridian August 5.*

SEC. 208.19 *Fishing gear restricted, Cape Karluk to Cape Uyak.* Commercial fishing for salmon between Cape Karluk and Cape Uyak except by beach seines and purse seines is prohibited.*

SEC. 208.20 *Fishing gear restricted, Cape Karluk to Cape Alitak.* Commercial fishing for salmon between Cape Karluk and Cape Alitak except by purse seines and gill nets is prohibited.*

SEC. 208.21 *Kodiak area partially closed to commercial salmon fishing, August 15 to August 31.* Commercial fishing for salmon is prohibited from August 15 to August 31, both dates inclusive: *Provided,* That this prohibition shall not apply (1) to all gear on the west coast of Kodiak Island from Cape Alitak to Cape Karluk, (2) to beach seines and purse seines on the north coast of Kodiak Island from Cape Karluk to Cape Uyak, (3) to set gill nets on the north coast of Kodiak Island from Cape Uyak to West Point, and (4) to traps on the west coast of Kodiak Island from Cape Uyak to Uyak Post Office, and from Chief Point to Broken Point.*

SEC. 208.22 *Minimum distance between traps.* The distance by most direct water measurement from any part of one trap to any part of another trap, except in those waters of Alitak Bay in which the runs are tributary to streams where counting weirs are maintained, shall not be less than 1 statute mile.*

SEC. 208.23 *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited, except as follows:

(a) Raspberry Island: From a point on the north coast at 58 degrees 8 minutes 45 seconds north latitude, 153 degrees 15 minutes west longitude, westward to a point at 58 degrees 9 minutes 10 seconds north latitude, 153 degrees 17 minutes 30 seconds west longitude.

(b) Raspberry Island: From Raspberry Cape at 58 degrees 3 minutes 25 seconds north latitude, 153 degrees 25 minutes 30 seconds west longitude, northeast to a point at 58 degrees 5 minutes 10 seconds north latitude, 153 degrees 23 minutes west longitude.

(c) Raspberry Island: Within 2,500 feet of a point on the south coast of Raspberry Island at 58 degrees 2 minutes 43 seconds north latitude, 153 degrees 18 minutes 54 seconds west longitude.

(d) Raspberry Island: Within 2,500 feet of a point on the south coast of Raspberry Island at 58 degrees 2 minutes 30 seconds north latitude, 153 degrees 15 minutes 17 seconds west longitude.

(e) Uganik Island: Within 2,500 feet of a point on the east coast of Uganik Island at 57 degrees 56 minutes north latitude, 153 degrees 23 minutes 11 seconds west longitude.

(f) Uganik Island: Within 2,500 feet of a point on the north coast of Uganik Island at 57 degrees 57 minutes 45 seconds north latitude, 153 degrees 30 minutes west longitude.

(g) Uganik Island: West coast from a point at 153 degrees 27 minutes west longitude to a point at 57 degrees 54 minutes 20 seconds north latitude, 153 degrees 30 minutes 30 seconds west longitude.

(h) Kodiak Island: Within 2,500 feet of a point on the west side of Uganik Bay at 57 degrees 50 minutes 45 seconds north latitude, 153 degrees 38 minutes west longitude.

(i) Kodiak Island: Within 5,000 feet easterly of a point on Cape Ugat at 57 degrees 52 minutes 5 seconds north latitude, 153 degrees 51 minutes 9 seconds west longitude.

(j) Kodiak Island, near entrance to Uyak Bay: Along the coast (1) within 2,500 feet of a point at 57 degrees 44 minutes 35 seconds north latitude, 153 degrees 56 minutes 30 seconds west longitude, and (2) within 5,000 feet easterly of a point at 57 degrees 41 minutes 48 seconds north latitude, 153 degrees 54 minutes 45 seconds west longitude.

(k) Kodiak Island: Along the coast (1) within 2,500 feet of a point at 57 degrees 38 minutes 51 seconds north latitude, 153 degrees 52 minutes 12 seconds west longitude, and (2) within 2,300 feet of a point at 57 degrees 37 minutes 6 seconds north latitude, 153 degrees 52 minutes 12 seconds west longitude.

(l) Kodiak Island: Within 2,500 feet of a point on the east side of Uyak Bay at 57 degrees 35 minutes 40 seconds north latitude, 153 degrees 49 minutes 30 seconds west longitude.

(m) Kodiak Island: Within 2,500 feet of a point northwest of Cape Uyak at 57 degrees 38 minutes 6 seconds north latitude, 154 degrees 20 minutes 3 seconds west longitude.

(n) Kodiak Island: Coast along east side of Alitak Bay within 800 feet of a point at 56 degrees 52 minutes 12 seconds north latitude, 154 degrees 0 minutes 6 seconds west longitude.

(o) Kodiak Island: Coast along east side of Deadman Bay within 800 feet of a point at 56 degrees 57 minutes 35 seconds north latitude, 153 degrees 58 minutes 33 seconds west longitude.

(p) Kodiak Island: Coast along west side of Alitak Bay within 800 feet of a point at 57 degrees 0 minutes 39 seconds north latitude, 154 degrees 2 minutes 12 seconds west longitude.

(q) Kodiak Island: Coast along west side of Alitak Bay within 800 feet of a point at 56 degrees 57 minutes 55 sec-

onds north latitude, 154 degrees 5 minutes 28 seconds west longitude.

(r) Kodiak Island: Coast along west side of Alitak Bay, near Bun Point, within 800 feet of a point at 56 degrees 58 minutes 3 seconds north latitude, 154 degrees 6 minutes 15 seconds west longitude.

(s) Miller Island, Alitak Bay: Within 2,500 feet of a point on the eastern extremity of Miller Island at 56 degrees 57 minutes 15 seconds north latitude, 154 degrees 7 minutes 37 seconds west longitude.

(t) Afognak Island: Along the coast (1) within 2,500 feet of a point at 58 degrees 12 minutes 4 seconds north latitude, 153 degrees 7 minutes 40 seconds west longitude, and (2) within 2,500 feet of a point on the south side of Paramanof Bay at 58 degrees 18 minutes north latitude, 153 degrees 2 minutes 23 seconds west longitude.*

SEC. 208.24 *Waters closed to commercial salmon fishing.* All commercial fishing for salmon is prohibited as follows:

(a) Portage Bay, tributary to Alitak Bay: All waters of lagoon at head of southeast arm inside of markers placed at entrance, and all waters in the northeast arm within a line from a marker on the north shore 1 statute mile from the stream in the northeast corner of the bay to a marker on the opposite shore.

(b) Deadman Bay, tributary to Alitak Bay: All waters of Deadman Bay within 1 statute mile of the head of the bay.

(c) Western shore of Kodiak Island: All waters within 1 statute mile of the mouth of Red River.

(d) Karluk River: All waters within Karluk River and within 100 yards of its mouth where it breaks through Karluk Spit into Shelikof Strait.

(e) Uyak Bay: All waters of the bay south of 57 degrees 19 minutes north latitude.

(f) Zachar Bay, tributary to Uyak Bay: All waters of Zachar Bay east of 153 degrees 46 minutes west longitude.

(g) Spiridon Bay (or northeast arm of Uyak Bay): All waters of Spiridon Bay east of 153 degrees 42 minutes west longitude.

(h) East Arm, Uganik Bay, Kodiak Island: All waters within the arm south of a line extending from Mink Point northeasterly to a point on the northeast shore at 57 degrees 43 minutes 20 seconds north latitude.

(i) Terror Bay: All waters within the bay south of 57 degrees 44 minutes north latitude.

(j) Pasagshak Bay, at entrance to Ugak Bay: All waters within the bay.

(k) Ugak Bay: All waters within the bay west of 152 degrees 49 minutes west longitude.

(l) Kiliuda Bay: All waters of the bay west of 153 degrees 7 minutes west longitude.

(m) Old Harbor, Sitkalidak Strait: All waters within 1 statute mile of the mouth of the stream approximately 1 statute mile northeast of Old Harbor, Sitkalidak Strait.

(n) All bays of Afognak Island: All waters of the bays within lines indicated by markers erected for the purpose.

(o) Kaflia Bay, on north shore of Shelikof Strait: All waters within 1 statute mile outside of the entrance of the outer lagoon.*

SEC. 208.25 *Closed season, commercial herring fishing except for bait purposes.* Commercial fishing for herring, except for bait purposes, is prohibited during the period from January 1 to June 14, both dates inclusive.*

SEC. 208.26 *Closed season, commercial herring fishing, except by gill nets or for bait purposes.* Commercial fishing for herring, except for bait purposes, is prohibited from October 16 to December 31, both dates inclusive: *Provided,* That this prohibition shall not apply to the use of gill nets.*

SEC. 208.27 *Waters closed to commercial herring fishing.* During the period from July 15 to October 1, both dates inclusive, commercial fishing for herring, including bait fishing, is prohibited in all waters closed throughout the year to salmon fishing.*

SEC. 208.28 *Size of mesh, herring gill nets.* Gill nets used in catching herring shall not be of smaller mesh than 2½ inches stretched measure.*

SEC. 208.29 *Traps prohibited, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any trap is prohibited.*

SEC. 208.30 *Size of purse seines, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any purse seine more than 1,400 meshes in depth, more than 180 fathoms in length, or of mesh less than 1½ inches stretched measure between knots is prohibited.*

SEC. 208.31 *Placing of obstructions in herring bays prohibited.* No one shall place, or cause to be placed, across the entrance of any lagoon or bay any net or other device which will prevent the free passage at all times of herring in and out of said lagoon or bay.*

SEC. 208.32 *Disposal of herring offal.* The dumping of offal and dead herring in the waters of any bay in which herring spawn or where they are captured is prohibited.*

SEC. 208.33 *Minimum size of razor clams to be taken commercially.* It is prohibited to take for commercial purposes any razor clams measuring less than 4½ inches in total length of shell. Possession of any razor clam of less than this length will be regarded as prima facie evidence of unlawful taking.*

SEC. 208.34 *Protection of small razor clams.* Any razor clam measuring less than 4½ inches in total length of shell shall be returned alive immediately to the hole from which it was removed in the course of digging operations.*

SEC. 208.35 *Maximum take of razor clams. Cape Kuliak to Cape Douglas.* Along the mainland coast and nearby islands from Cape Kuliak to Cape Douglas, there shall not be taken in any calendar year a total of more than 500,000 pounds of razor clams, including shells, or 12,500 cases upon the basis of 48 one-half pound cans per case.*

PART 209. COOK INLET AREA FISHERIES

Sec.

209.1 Definition, Cook Inlet area.
209.2 Open seasons, commercial salmon fishing.
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209.17 Closed seasons, commercial herring fishing, except by gill nets or for bait purposes.
209.18 Waters closed to commercial herring fishing.
209.19 Commercial herring fishing in Halibut Cove and vicinity limited to gill nets.
209.20 Commercial herring fishing in Halibut Cove Lagoon limited to set gill nets; size and operation of set nets.
209.21 Operation of herring nets, Halibut Cove Lagoon.
209.22 Herring pounds prohibited, Halibut Cove and Lagoon.
209.23 Herring purse seines prohibited, Kachemak Bay vicinity.
209.24 Size of mesh, herring gill nets.
209.25 Traps prohibited, commercial herring fishing.
209.26 Size of purse seines, commercial herring fishing.
209.27 Placing of obstructions in herring bays prohibited.
209.28 Disposal of herring offal.
209.29 Minimum size of razor clams to be taken commercially.
209.30 Protection of small razor clams.
209.31 Closed seasons, commercial taking of razor clams, Cape Douglas to North Foreland.
209.32 Closed seasons, commercial taking of razor clams, Anchor Point to Point Possession.
209.33 Protection of female crabs and small male crabs.

SEC. 209.1 *Definition, Cook Inlet area.* The Cook Inlet area is hereby defined to include Cook Inlet, its tributary waters, and all adjoining waters north of Cape Douglas and west of Point Gore. The Barren Islands are included within this area.*

SEC. 209.2 *Open seasons, commercial salmon fishing.* Between 60 degrees 22 minutes 23 seconds north latitude and the latitude of Anchor Point, including all the waters within 2,500 feet from the shore line at mean low tide of Kalgin Island; commercial fishing for salmon is prohibited prior to 6 o'clock antemeridian May 25 and after 6 o'clock postmeridian August 4 in each year. South of the

latitude of Anchor Point, except in Chinik Inlet in Kamishak Bay, commercial fishing for salmon is prohibited prior to 6 o'clock antemeridian May 25 and after 6 o'clock postmeridian August 8 in each year: *Provided,* That this prohibition shall not apply to the use of beach seines from 6 o'clock antemeridian August 22 to 6 o'clock postmeridian September 10. In Chinik Inlet in Kamishak Bay commercial fishing for salmon is prohibited prior to July 9 and after 6 o'clock postmeridian August 1 in each year. North of 60 degrees 22 minutes 23 seconds north latitude, exclusive of the waters adjacent to Kalgin Island as provided herein, commercial fishing for salmon is prohibited prior to 6 o'clock antemeridian June 25 and after 6 o'clock postmeridian August 4 in each year: *Provided,* That this prohibition shall not apply to the use of gear of a mesh not less than 8½ inches stretched measure between knots after 6 o'clock antemeridian May 25.*

SEC. 209.3 *Commercial salmon fishing prohibited in small bays.* Commercial fishing for salmon in any bay, estuary, slough, or lagoon less than 300 feet in width at mean low tide is prohibited.*

SEC. 209.4 *Purse seines prohibited, salmon fishing.* The use of purse seines for the capture of salmon is prohibited.*

SEC. 209.5 *Minimum distance between traps.* The distance by most direct water measurement from any part of one trap to any part of another trap shall not be less than 2,500 feet.*

SEC. 209.6 *Construction of hand traps.* Twenty-five feet of the heart walls next to the pot of each hand trap in Cook Inlet shall be constructed of flexible webbing other than wire.*

SEC. 209.7 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 100 fathoms hung measure.*

SEC. 209.8 *Marking of salmon gill nets.* Each gill net in operation shall be marked by a cluster of floats or corks at the ends, and double floats or corks shall be attached to the cork line at 25-fathom intervals. The clusters of floats or corks at the ends and the double floats or corks at the 25-fathom intervals shall be painted bright red. The clusters at the ends shall also be legibly and plainly marked with the initials of the operator.*

SEC. 209.9 *Length of set or anchored gill nets.* No set or anchored gill net shall exceed 35 fathoms in length measured on the cork line.*

SEC. 209.10 *Operation of stake and set or anchored gill nets.* Stake and set or anchored gill nets shall be operated in substantially a straight line: *Provided,* That not to exceed 20 yards of each net may be used as a hook. Only one such hook is permitted on a net.*

SEC. 209.11 *Minimum distance between units of fishing gear.* The distance by most direct water measurement from any part of one set or anchored gill net to any part of another set or anchored gill net shall not be less than 600 feet. The distance by most direct water measurement from any part of any set or anchored gill net to any part of any trap shall not be less than 1,000 feet.*

SEC. 209.12 *Removal from water of set or anchored gill nets during closed periods.* All set or anchored gill nets shall be removed from the water throughout the weekly closed periods extending from 6 o'clock postmeridian of Saturday of each week to 6 o'clock antemeridian of the Monday following.* (Sec. 5, 43 Stat. 466; 48 U. S. C. 234)

SEC. 209.13 *Salmon fishing boats limited to one seine.* No salmon fishing boat shall carry or operate more than one seine of any description, and no additional net of any kind shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon fishing boat is prohibited.*

SEC. 209.14 *Size of beach seines.* No beach seine shall be less than 123 meshes in depth or less than 90 fathoms in length measured on the cork line. For the purpose of determining the depths of seines measurements will be upon the basis of 3½ inches stretched measure between knots.*

SEC. 209.15 *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited, except as follows:

(a) Along the mainland coast on the west side of Cook Inlet (1) within 500 feet of a point at 61 degrees 9 minutes 12 seconds north latitude, 151 degrees 3 minutes 24 seconds west longitude; (2) within 300 feet of a point at 61 degrees 7 minutes 21 seconds north latitude, 151 degrees 5 minutes 25 seconds west longitude; (3) within 1,000 feet of a point at 61 degrees 2 minutes 16 seconds north latitude, 151 degrees 13 minutes 35 seconds west longitude; (4) from 61 degrees 0 minutes 25 seconds north latitude, 151 degrees 22 minutes 15 seconds west longitude, to 61 degrees 0 minutes 38 seconds north latitude, 151 degrees 24 minutes 34 seconds west longitude; (5) within 1,000 feet of a point at 60 degrees 46 minutes 35 seconds north latitude, 151 degrees 44 minutes 48 seconds west longitude; (6) within 1,000 feet of a point at 60 degrees 42 minutes 56 seconds north latitude, 151 degrees 45 minutes 27 seconds west longitude; and (7) within 1,000 feet of a point at 60 degrees 24 minutes north latitude, 152 degrees 15 minutes 40 seconds west longitude.

(b) Along the east coast of Chisik Island within 1,000 feet of a point at 60 degrees 8 minutes 35 seconds north latitude, 152 degrees 34 minutes west longitude.

(c) Along the north coast of Kalgin Island (1) within 1,000 feet of a point at 60 degrees 30 minutes 25 seconds north latitude, 151 degrees 57 minutes 22 seconds west longitude; (2) within 1,000 feet of a point at 60 degrees 30 minutes 20 seconds north latitude, 151 degrees 54 minutes 48 seconds west longitude; and (3) within 1,000 feet of a point at 60 degrees 29 minutes 54 seconds north latitude, 151 degrees 53 minutes 30 seconds west longitude.

(d) Along the east coast of Kalgin Island within 300 feet of a point at 60 degrees 26 minutes 38 seconds north latitude, 151 degrees 53 minutes 33 seconds west longitude.

(e) Along the west coast of Kalgin Island within 1,000 feet of a point at 60 degrees 21 minutes 38 seconds north latitude, 152 degrees 3 minutes west longitude.

(f) Along the mainland coast on the east side of Cook Inlet (1) within 1,000 feet of a point at 61 degrees 1 minute 30 seconds north latitude, 150 degrees 25 minutes 30 seconds west longitude; (2) within 1,000 feet of a point at 61 degrees 0 minutes 50 seconds north latitude, 150 degrees 27 minutes 35 seconds west longitude; (3) within 1,000 feet of a point at 60 degrees 59 minutes 42 seconds north latitude, 150 degrees 32 minutes west longitude; (4) within 1,000 feet of a point at 60 degrees 59 minutes north latitude, 150 degrees 34 minutes 48 seconds west longitude; (5) within 1,000 feet of a point at 60 degrees 57 minutes 40 seconds north latitude, 150 degrees 39 minutes west longitude; (6) within 1,000 feet of a point at 60 degrees 56 minutes 30 seconds north latitude, 150 degrees 42 minutes 20 seconds west longitude; and (7) within 1,200 feet of a point at 60 degrees 55 minutes 22 seconds north latitude, 150 degrees 44 minutes 40 seconds west longitude.

(g) Along the mainland coast on the east side of Cook Inlet from a point south of Boulder Point at 60 degrees 46 minutes north latitude, 151 degrees 16 minutes west longitude, southerly to a point at 60 degrees 44 minutes 15 seconds north latitude, 151 degrees 19 minutes west longitude.

(h) Along the mainland coast on the east side of Cook Inlet from a point at 60 degrees 40 minutes north latitude, 151 degrees 23 minutes 13 seconds west longitude, southeasterly to a point at 60 degrees 35 minutes 15 seconds north latitude, 151 degrees 20 minutes 30 seconds west longitude.

(i) Along the mainland coast on the east side of Cook Inlet from a point south of Kenai River at 60 degrees 28 minutes 45 seconds north latitude, 151 degrees 17 minutes 18 seconds west longitude, southerly to a point at 60 degrees 25 minutes 37 seconds north latitude, 151 degrees 17 minutes 34 seconds west longitude.

(j) Along the mainland coast on the east side of Cook Inlet within 1,000 feet of a point at 60 degrees 19 minutes 49 seconds north latitude, 151 degrees 23 minutes 24 seconds west longitude.

(k) Along the mainland coast on the east side of Cook Inlet (1) from a point at 60 degrees 16 minutes 45 seconds north latitude, 151 degrees 23 minutes 30 seconds west longitude, southerly to a point

at 60 degrees 15 minutes 30 seconds north latitude, 151 degrees 23 minutes 45 seconds west longitude; and (2) within 1,000 feet of a point at 60 degrees 14 minutes 41 seconds north latitude, 151 degrees 24 minutes 5 seconds west longitude.

(l) Along the mainland coast on the east side of Cook Inlet (1) from a point at 60 degrees 13 minutes north latitude, 151 degrees 25 minutes 15 seconds west longitude, southerly to a point at 60 degrees 12 minutes 15 seconds north latitude; (2) from a point at 60 degrees 11 minutes 5 seconds north latitude, southerly to a point at 60 degrees 10 minutes 45 seconds north latitude, 151 degrees 28 minutes 20 seconds west longitude; (3) from a point at 60 degrees 10 minutes 15 seconds north latitude, 151 degrees 29 minutes 15 seconds west longitude, southerly to a point at 60 degrees 8 minutes 30 seconds north latitude, 151 degrees 31 minutes 40 seconds west longitude; and (4) within 1,000 feet of a point at 60 degrees 7 minutes 48 seconds north latitude, 151 degrees 32 minutes 42 seconds west longitude.

(m) Along the mainland coast on the east side of Cook Inlet from a point at 60 degrees 7 minutes north latitude, 151 degrees 34 minutes 20 seconds west longitude, southerly to a point at 60 degrees 4 minutes 30 seconds north latitude, 151 degrees 38 minutes 30 seconds west longitude.

(n) Along the mainland coast on the east side of Cook Inlet (1) within 1,000 feet of a point at 59 degrees 59 minutes 30 seconds north latitude, 151 degrees 43 minutes 40 seconds west longitude; and (2) within 1,000 feet of a point at 59 degrees 54 minutes 45 seconds north latitude, 151 degrees 45 minutes 47 seconds west longitude.

(o) Along the mainland coast on the east side of Cook Inlet south of Cape Starichkof within 500 feet of a point at 59 degrees 50 minutes 34 seconds north latitude, 151 degrees 49 minutes 11 seconds west longitude.

(p) Along the mainland coast on the east side of Cook Inlet between Anchor Point and Bluff Point within 1,200 feet of a point at 59 degrees 41 minutes 38 seconds north latitude, 151 degrees 46 minutes 48 seconds west longitude.

(q) Along the mainland coast on the east side of Cook Inlet on the west side of Nubble Point Spit within 1,200 feet of a point at 59 degrees 28 minutes 45 seconds north latitude, 151 degrees 35 minutes 6 seconds west longitude.

(r) Along the mainland coast on the east side of Cook Inlet from a point at 59 degrees 26 minutes 30 seconds north latitude, 151 degrees 46 minutes west longitude, westerly to a point at 59 degrees 26 minutes 40 seconds north latitude, 151 degrees 46 minutes 45 seconds west longitude.

(s) Along the mainland coast on the east side of Cook Inlet east of Flat Island within 1,200 feet of a point at 59 degrees 19 minutes 40 seconds north latitude, 151 degrees 58 minutes 47 seconds west longitude.*

SEC. 209.16 *Waters closed to commercial salmon fishing.* All commercial fishing is prohibited as follows:

(a) Within 1 statute mile of the mouths of the following salmon streams: Kenai River, Kasilof River, Swanson Creek, Bishop Creek, Ninlchik River, Deep Creek, Starichkof River, Anchor Point River, English Bay stream, Little Susitna River, Susitna River, Ivan River, Lewis River, Theodore River, Beluga River, Threemile Creek, Chuit River, Nikolai River, McArthur River, Kustatan River, Katmi River, Drift River, and Kalgin Island Stream on the east coast of Kalgin Island.

(b) Turnagain Arm and Knik Arm: All waters above a line from Point Possession at 61 degrees 2 minutes 10 seconds north latitude, 150 degrees 24 minutes 5 seconds west longitude, to Point Woronzof at 61 degrees 12 minutes north latitude, 150 degrees west longitude, thence to Point MacKenzie at 61 degrees 14 minutes 10 seconds north latitude, 150 degrees west longitude.

(c) Kamishak Bay: All waters within 400 yards outside the entrance to the lagoon at the mouth of McNeil Creek.

(d) Kachemak Bay: All waters above a line from Chugachik Island to a point on the opposite shore one-half mile below the mouth of Swift Creek.*

SEC. 209.17 *Closed seasons, commercial herring fishing, except by gill nets or for bait purposes.* Commercial fishing for herring, except for bait purposes, is prohibited during the period from January 1 to June 30, both dates inclusive, and from November 16 to December 31, both dates inclusive: *Provided*, That this prohibition shall not apply to the use of set and drift gill nets in the period from November 16 to December 31, both dates inclusive.*

SEC. 209.18 *Waters closed to commercial herring fishing.* During the period from July 1 to October 1, both dates inclusive, commercial fishing for herring, including bait fishing, is prohibited in all waters closed throughout the year to salmon fishing.*

SEC. 209.19 *Commercial herring fishing in Halibut Cove and vicinity limited to gill nets.* Commercial fishing for herring in Halibut Cove, including the waters within a line from the western end of Immailof Island to the outermost point on Glacier Spit, is limited to gill nets.*

SEC. 209.20 *Commercial herring fishing in Halibut Cove Lagoon limited to set gill nets; size and operation of set nets.* Commercial fishing for herring in Halibut Cove Lagoon is limited to set gill nets not exceeding 50 fathoms in length, hung measure. All such nets shall be anchored in a substantial manner not less than 150 yards apart.*

SEC. 209.21 *Operation of herring nets, Halibut Cove Lagoon.* Nets operated within areas marked at the north and south ends of Halibut Cove Lagoon shall be anchored at right angles to the line joining the markers. Nets operated between these areas shall be anchored in a general direction paralleling the shore line.*

SEC. 209.22 *Herring pounds prohibited, Halibut Cove and Lagoon.* The maintaining of a herring pound in the waters of Halibut Cove and Lagoon is prohibited.*

SEC. 209.23 *Herring purse seines prohibited, Kachemak Bay vicinity.* The use of purse seines for the capture of herring is prohibited in Kachemak Bay and tributary waters within a line from Hubble Point to Bluff Point.*

SEC. 209.24 *Size of mesh, herring gill nets.* Gill nets used in catching herring shall not be of smaller mesh than 3 inches stretched measure.*

SEC. 209.25 *Traps prohibited, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any trap is prohibited.*

SEC. 209.26 *Size of purse seines, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any purse seine more than 1,400 meshes in depth, more than 180 fathoms in length, or of mesh less than 1½ inches stretched measure between knots is prohibited.*

SEC. 209.27 *Placing of obstructions in herring bays prohibited.* No one shall place, or cause to be placed, across the entrance of any lagoon or bay any net or other device which will prevent the free passage at all times of herring in and out of said lagoon or bay.*

SEC. 209.28 *Disposal of herring offal.* The dumping of offal and dead herring in the waters of any bay in which herring spawn or where they are captured is prohibited.*

SEC. 209.29 *Minimum size of razor clams to be taken commercially.* It is prohibited to take for commercial purposes any razor clam measuring less than 4½ inches in total length of shell. Possession of any razor clam of less than this length will be regarded as prima facie evidence of unlawful taking.*

SEC. 209.30 *Protection of small razor clams.* Any razor clam measuring less than 4½ inches in total length of shell shall be returned alive immediately to the hole from which it was removed in the course of digging operations.*

SEC. 209.31 *Closed seasons, commercial taking of razor clams, Cape Douglas to North Foreland.* The taking of razor clams for commercial purposes on the west side of Cook Inlet from Cape Douglas northerly to North Foreland is prohibited prior to 6 o'clock antemeridian June 1 and after 6 o'clock postmeridian August 15 in each year.*

SEC. 209.32 *Closed seasons, commercial taking of razor clams, Anchor Point to Point Possession.* The taking of razor clams for commercial purposes on the east side of Cook Inlet from Anchor Point northerly to Point Possession is

prohibited prior to 6 o'clock antemeridian May 1 and after 6 o'clock postmeridian September 30 in each year.*

SEC. 209.33 *Protection of female crabs and small male crabs.* King or spider crab (Paralithodes Camchatica).—No female of this species shall be taken at any time, and no male of the species measuring less than 5½ inches in greatest width of shell shall be taken for commercial purposes.*

PART 210. RESURRECTION BAY AREA FISHERIES

Sec.

210.1 Definition, Resurrection Bay area.
210.2 Traps prohibited, salmon fishing.
210.3 Total aggregate length of gill nets, salmon fishing boats.
210.4 Size and operation of set or anchored gill nets.
210.5 Size of mesh, king salmon nets and red-salmon nets.
210.6 Maximum length of salmon purse seine boats.
210.7 Opening date for commercial salmon fishing with small mesh gear.
210.8 Closed season, commercial salmon fishing.
210.9 Weekly closed period, salmon fishing.
210.10 Waters closed to commercial salmon fishing.
210.11 Minimum size of razor clams to be taken commercially.
210.12 Protection of small razor clams.

SEC. 210.1 *Definition, Resurrection Bay area.* The Resurrection Bay area is hereby defined to include all territorial coastal and tributary waters of the Gulf of Alaska between Point Gore on the west and Cape Fairfield on the east.*

SEC. 210.2 *Traps prohibited, salmon fishing.* The use of any trap for the capture of salmon is prohibited.*

SEC. 210.3 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon-fishing boat, or in use by such boat, shall not exceed 200 fathoms hung measure.*

SEC. 210.4 *Size and operation of set or anchored gill nets.* No set or anchored gill net shall exceed 300 yards in length, and each shall be set in substantially a straight line: *Provided,* That not to exceed 20 yards of each net may be used as a hook. Only one such hook is permitted on a net. There shall be a distance interval of at least 200 yards, both endwise and laterally, at all times between all set or anchored gill nets operated.*

SEC. 210.5 *Size of mesh, king salmon nets and red-salmon nets.* King salmon nets shall have a mesh at least 8½ inches stretched measure between knots, and red-salmon nets shall have a mesh at least 5½ inches stretched measure between knots, as measured when actually in use.*

SEC. 210.6 *Maximum length of salmon purse seine boats.* No boat used in operating any purse seine shall be longer than 50 feet, as shown by official register length.*

SEC. 210.7 *Opening date for commercial salmon fishing with small mesh gear.* Prior to 6 o'clock antemeridian June 1 in each year commercial fishing for salmon with nets of mesh less than 8½ inches stretched measure between knots is prohibited.*

SEC. 210.8 *Closed season, commercial salmon fishing.* Commercial fishing for salmon is prohibited during the remainder of each calendar year after 6 o'clock postmeridian September 20.*

SEC. 210.9 *Weekly closed period, salmon fishing.* In the waters of Resurrection Bay within a line from Cape Resurrection to the western side of Bear Glacier at its mouth, the 36-hour closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock antemeridian of Saturday of each week until 6 o'clock antemeridian of the Monday following, making a weekly closed period of 48 hours: *Provided,* That this extension shall not be effective after August 23 in each year.* (Sec. 5, 43 Stat. 466; 48 U. S. C. 234)

SEC. 210.10 *Waters closed to commercial salmon fishing.* Commercial fishing for salmon within 1,000 yards of the mouths of Bear Creek and Resurrection River is prohibited at all times; and in the period from June 7 to August 23, both dates inclusive, commercial fishing for salmon is prohibited within 1,700 yards of the mouths of these streams.*

SEC. 210.11 *Minimum size of razor clams to be taken commercially.* It is prohibited to take for commercial purposes any razor clam measuring less than 4½ inches in total length of shell. Possession of any razor clam of less than this length will be regarded as prima facie evidence of unlawful taking.*

SEC. 210.12 *Protection of small razor clams.* Any razor clam measuring less than 4½ inches in total length of shell shall be returned alive immediately to the hole from which it was removed in the course of digging operations.*

PART 211. PRINCE WILLIAM SOUND AREA FISHERIES

Sec.

211.1 Definition, Prince William Sound area.
211.2 Total aggregate length of gill nets, salmon fishing boats.
211.3 Salmon-fishing boats limited to one seine; size of seine.
211.4 Maximum length of salmon purse seine boats.
211.5 Size and operation of set or anchored gill nets.
211.6 Waters closed to salmon fishing with purse seines and beach seines.
211.7 Waters of Port Valdez in which commercial salmon fishing is limited to set or anchored gill nets.
211.8 Weekly closed period, salmon fishing.
211.9 Opening date for commercial salmon fishing, except trolling.
211.10 Opening date for commercial salmon fishing by trolling.
211.11 Closing dates of commercial salmon fishing season.
211.12 Minimum distance between traps.
211.13 Areas open to salmon traps.
211.14 Waters closed to commercial salmon fishing.
211.15 Closed seasons, commercial herring fishing, except by gill nets or for bait purposes.
211.16 Waters closed to commercial herring fishing, July 1 to October 1.
211.17 Size of mesh, herring gill nets.
211.18 Traps prohibited, commercial herring fishing.
211.19 Size of purse seines, commercial herring fishing.
211.20 Placing of obstructions in herring bays prohibited.
211.21 Disposal of herring offal.
211.22 Minimum size of razor clams to be taken commercially.
211.23 Protection of small razor clams.
211.24 Closed season, commercial taking of razor clams.
211.25 Maximum take of razor clams, January 1 to June 30.
211.26 Maximum take of razor clams, August 16 to December 31.
211.27 Maximum take of razor clams from certain central bars.
211.28 Protection of female crabs and small male crabs.
211.29 Closed season, commercial fishing for Dungeness crabs.
211.30 Commercial taking of soft-shell crabs prohibited.

SEC. 211.1 *Definition, Prince William Sound area.* The Prince William Sound area is hereby defined to include all territorial coastal and tributary waters of the Gulf of Alaska between Cape Fairfield on the west and Point Whitshed on the east.*

SEC. 211.2 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon-fishing boat, or in use by such boat, shall not exceed 200 fathoms hung measure.*

SEC. 211.3 *Salmon-fishing boats limited to one seine; size of seine.* No salmon-fishing boat shall carry or operate more than one seine of any description, and no additional net of any kind shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon-fishing boat is prohibited. No purse seine shall be less than 125 meshes nor more than 200 meshes in depth, nor less than 90 fathoms nor more than 150 fathoms in length measured on the cork line. For the purpose of determining depths of seines, measurements will be upon the basis of 3½ inches stretched measure between knots. The extension to any seine in the way of leads exceeding 25 fathoms in length is prohibited.*

SEC. 211.4 *Maximum length of salmon purse seine boats.* No boat used in operating any purse seine shall be longer than 50 feet, as shown by official register length.*

SEC. 211.5 *Size and operation of set or anchored gill nets.* No set or anchored gill net shall exceed 300 yards in length and each shall be set in substantially a straight line: *Provided,* That not to exceed 20 yards of each net may be used as a hook. Only one such hook is permitted on a net. There shall be a distance interval of at least 200 yards both endwise and laterally at all times between all set or anchored gill nets operated.*

SEC. 211.6 *Waters closed to salmon fishing with purse seines and beach seines.* The use of purse seines and beach seines for the capture of salmon is prohibited in the waters along the western coast from the outer point on the north shore of Granite Bay (known as Granite Bay Point) to the light on the

south shore of the entrance to Port Nellie Juan.*

SEC. 211.7 *Waters of Port Valdez in which commercial salmon fishing is limited to set or anchored gill nets.* Commercial fishing for salmon in Port Valdez east of 146 degrees 40 minutes west longitude is limited entirely to set or anchored gill nets of not to exceed 300 yards each in length.*

SEC. 211.8 *Weekly closed period, salmon fishing.* The 36-hour closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock antemeridian of Saturday of each week until 6 o'clock antemeridian of the Monday following, making a weekly closed period of 48 hours.*

SEC. 211.9 *Opening date for commercial salmon fishing, except trolling.* Commercial fishing for salmon, except by trolling, is prohibited prior to 6 o'clock antemeridian July 5 in each calendar year.*

SEC. 211.10 *Opening date for commercial salmon fishing by trolling.* Commercial fishing for salmon by trolling is prohibited prior to April 15 in each calendar year.*

SEC. 211.11 *Closing dates of commercial salmon fishing season.* Commercial fishing for salmon is prohibited during the remainder of each calendar year after 6 o'clock postmeridian August 5: *Provided*, That this prohibition shall not apply (a) to trolling and gill netting through August 22 in the waters along the western coast from the outer point on the north shore of Granite Bay (known as Granite Bay Point) to the light on the south shore of the entrance to Port Nellie Juan, (b) to trolling in the period from 6 o'clock postmeridian August 5 to 6 o'clock postmeridian September 20 in the waters of Prince William Sound east of 147 degrees west longitude, exclusive of all waters of Valdez Arm north of Point Freemantle, and (c) to the operation of set or anchored gill nets in the period from 6 o'clock postmeridian August 5 to 6 o'clcok postmeridian September 20 in the waters of Valdez Arm east of 146 degrees 25 minutes west longitude. All trap leads from shore to entrance of hearts must be removed prior to 6 o'clock antemeridian August 9.*

SEC. 211.12 *Minimum distance between traps.* The distance by most direct water measurement from any part of one trap to any part of another trap shall not be less than 1½ statute miles.*

SEC. 211.13 *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited, except as follows:

(a) Knight Island: From a point on the southeast coast at 60 degrees 9 minutes 50 seconds north latitude southerly to Point Helen, thence northerly to 60 degrees 11 minutes 15 seconds north latitude, 147 degrees 50 minutes 40 seconds west longitude, exclusive of all waters in Little Bay.

(b) Along the coast of Squire Island within ½ statute mile of its southern extremity.

(c) Bainbridge Island: Within 2,500 feet of a point at 60 degrees 11 minutes 32 seconds north latitude, 148 degrees 3 minutes west longitude.

(d) Eastern coast of Chenega Island from a point 1 statute mile southward of its northern extremity to a point 1 statute mile eastward of Chenega village.

(e) Mainland coast within 2,500 feet westerly of a point at 60 degrees 24 minutes 48 seconds north latitude, 147 degrees 58 minutes 18 seconds west longitude.

(f) Knight Island: East coast within 2,500 feet of a point at 60 degrees 21 minutes 55 seconds north latitude, 147 degrees 37 minutes 29 seconds west longitude.

(g) Eastern coast of Culross Island: From the northern side of the entrance to Hidden Bay northerly to a point at 60 degrees 43 minutes 45 seconds north latitude, 148 degrees 6 minutes 35 seconds west longitude.

(h) Western side of Valdez Arm (1) within 2,500 feet of a point at 60 degrees 55 minutes 40 seconds north latitude, 146 degrees 58 minutes 35 seconds west longitude, and (2) from 60 degrees 58 minutes north latitude to 60 degrees 59 minutes north latitude.

(i) Southwest coast of Bligh Island from 60 degrees 49 minutes 45 seconds north latitude to 146 degrees 44 minutes 20 seconds west longitude.

(j) Within ½ statute mile of the southwestern extremity of Bidarka Point.

(k) From a point on the east side of Landlocked Bay at 60 degrees 49 minutes north latitude to a point on the north shore of Port Fidalgo at 146 degrees 32 minutes west longitude.

(l) Within ½ statute mile of Porcupine Point.

(m) Mainland coast, near Knowles Head, within 2,500 feet of a point at 60 degrees 41 minutes 17 seconds north latitude, 146 degrees 40 minutes west longitude.

(n) Within 1 statute mile of Red Head.

(o) From a point on the coast 1 statute mile northwestward of the light at Gravina Point to a point on the coast 2 statute miles northwestward of the light at Gravina Point, making an open space of 1 statute mile.

(p) Along the coast within 1 statute mile southwesterly of the outer point on the southwest side of the entrance to Cedar Bay, Hawkins Island.

(q) Within 1 statute mile of Makaka Point, Hawkins Island.

(r) Hinchinbrook Island: Within 3,000 feet, measured westerly along the north side of a peninsula, from a point at 60 degrees 28 minutes 47 seconds north latitude, 146 degrees 23 minutes 27 seconds west longitude.

(s) Hinchinbrook Island: Within 3,000 feet, measured easterly along the coast, from a point at 60 degrees 27 minutes 58 seconds north latitude, 146 degrees 27 minutes west longitude, on the north side of a spit.

(t) Hinchinbrook Island: Within 2,500 feet, measured along the coast, from a point at 60 degrees 28 minutes 54 seconds north latitude, 146 degrees 32 minutes 11 seconds west longitude.

(u) Hinchinbrook Island: From a point on the coast at 60 degrees 27 minutes north latitude, 146 degrees 39 minutes 48 seconds west longitude, northward to the light at Johnstone Point.

(v) Hinchinbrook Island: Within 2,500 feet of a point at 60 degrees 24 minutes 38 seconds north latitude, 146 degrees 42 minutes 30 seconds west longitude.

(w) Hinchinbrook Island: Within ½ statute mile eastward of a point on the south side of Port Etches at 146 degrees 40 minutes west longitude.

(x) Montague Island: Along the coast from a point on the south side of Macleod Harbor at 59 degrees 52 minutes 10 seconds north latitude, 147 degrees 51 minutes west longitude, to a point at 59 degrees 52 minutes north latitude, 147 degrees 52 minutes west longitude.

(y) Western coast of Montague Island from Point Woodcock to a point south of Hanning Bay at 59 degrees 56 minutes 45 seconds north latitude, 147 degrees 45 minutes 15 seconds west longitude.

(z) Western coast of Montague Island (1) from Point Bazil on the north side of the entrance to Hanning Bay northeasterly to 60 degrees 0 minutes 30 seconds north latitude, and (2) from 60 degrees 7 minutes 30 seconds north latitude northeasterly to 60 degrees 9 minutes 45 seconds north latitude (as shown on U. S. Coast and Geodetic Survey Chart No. 8551).

(aa) Western coast of Montague Island from 60 degrees 10 minutes 20 seconds north latitude to 60 degrees 11 minutes 45 seconds north latitude.

(bb) Montague Island: Northern coast from Graveyard Point to a point at 60 degrees 21 minutes 41 seconds north latitude, 147 degrees 9 minutes 47 seconds west longitude.*

SEC. 211.14 *Waters closed to commercial salmon fishing.* All commercial fishing for salmon is prohibited, as follows:

(a) Constantine Harbor, northwest arm of Port Etches: All waters within the harbor and its tributary waters and within 100 yards outside the narrows at the entrance to the harbor.

(b) Anderson Bay and Double Bay, north shore of Hinchinbrook Island: All waters within the bays.

(c) Port Etches: All waters within 2 statute miles of the mouth of the salmon stream flowing into the head of Port Etches.

(d) Boswell Bay, indenting Hinchinbrook Island: All waters in the bay west of 146 degrees 8 minutes west longitude.

(e) Twin Lake Creek: All waters within 1,000 yards of the mouth of Twin

Lake Creek flowing into the southeast arm of Simpson Bay.

(f) Sheep Bay: All waters within 1,000 yards of the mouth of the stream at the head of the bay.

(g) Gravina River: All waters within 1,000 yards of the mouth of the river.

(h) Olsen Bay, north side of Port Gravina: All waters within 2,000 yards of the mouth of the stream flowing into the head of the bay.

(i) St. Matthew Bay, north side of Port Gravina: All waters within 2,000 yards of the mouth of the stream flowing into the head of the bay.

(j) Irish Cove, south side of Port Fidalgo: All waters within the cove south of 60 degrees 46 minutes north latitude.

(k) Whalen Bay, south side of Port Fidalgo: All waters east of 146 degrees 15 minutes 30 seconds west longitude.

(l) Fish Bay, north side of Port Fidalgo: All waters within 1,000 yards of the mouth of the stream at the head of the bay.

(m) Galena Bay, east side of Valdez Arm: All waters within a line from a point on the coast at 60 degrees 55 minutes 30 seconds north latitude, 146 degrees 38 minutes 30 seconds west longitude, northeasterly to a point on the coast at 60 degrees 56 minutes 17 seconds north latitude, 146 degrees 36 minutes 30 seconds west longitude, and all waters within 1,000 yards of the mouth of Indian Creek.

(n) Jack Bay, east side of Valdez Arm: All waters east of 146 degrees 36 minutes west longitude.

(o) Robe River, Lowe River, and other unnamed streams flowing into Port Valdez in the immediate vicinity of Valdez: All waters within 1 statute mile of the mouths.

(p) Long Bay and its tributaries, indenting mainland on north shore of Prince William Sound: All waters within 1,000 yards of the mouth of any salmon stream.

(q) Unakwik Inlet and tributary waters, indenting mainland on north shore of Prince William Sound: All waters within 1,000 yards of the mouth of any salmon stream.

(r) Wells Passage and tributary waters indenting mainland on north shore of Prince William Sound: All waters of Wells Passage and its tributaries, including Port Wells, Cochrane Bay, Blackstone Bay, and Passage Canal, west of a line extending southwesterly from Point Esther to a point on the east side of the entrance to Cochrane Bay at 60 degrees 45 minutes 42 seconds north latitude, 148 degrees 13 minutes 54 seconds west longitude (as shown on U. S. Coast and Geodetic Survey Chart No. 8551).

(s) Long Bay, tributary to Culross Passage: All waters within the bay.

(t) Gumboot Creek, on northwest shore of Eshamy Bay: All waters within 1,000 yards of the mouth of the creek.

(u) Eshamy Lagoon and its tributary waters: All waters within the lagoon and its tributaries and within 100 yards outside the narrows at the entrance to the lagoon.

(v) Jackpot Bay: All waters within a line, indicated by markers, located at the entrance to the narrows in the bay.

(w) Port Bainbridge: All waters in the middle north arm of Port Bainbridge.

(x) Bay of Isles, indenting east shore of Knight Island: All waters within 1,000 yards of the mouth of the stream at the head of the west arm of the bay.*

SEC. 211.15 *Closed seasons, commercial herring fishing, except by gill nets or for bait purposes.* Commercial fishing for herring, except for bait purposes, is prohibited from January 1 to June 7, both dates inclusive, and from October 16 to December 31, both dates inclusive: *Provided,* That this prohibition shall not apply to the use of set and drift gill nets of mesh not smaller than 2½ inches stretched measure between knots in the period from November 16 to December 15, both dates inclusive.*

SEC. 211.16 *Waters closed to commercial herring fishing, July 1 to October 1.* During the period from July 1 to October 1, both dates inclusive, commercial fishing for herring, including bait fishing, is prohibited in all waters closed throughout the year to salmon fishing.*

SEC. 211.17 *Size of mesh, herring gill nets.* Gill nets used in catching herring shall not be of smaller mesh than 2½ inches stretched measure between knots.*

SEC. 211.18 *Traps prohibited, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any trap is prohibited.*

SEC. 211.19 *Size of purse seines, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any purse seine more than 1,400 meshes in depth, more than 150 fathoms in length, or of mesh less than 1½ inches stretched measure between knots is prohibited: *Provided,* That in the period from August 1 to November 15, both dates inclusive, commercial fishing for herring, including bait fishing, by means of any purse seine more than 1,400 meshes in depth, more than 180 fathoms in length, or less than 1½ inches stretched measure between knots is prohibited: *And provided further,* That any purse seine may have in addition a strip along the bottom not to exceed 30 meshes in depth and of mesh not less than 4 inches stretched measure between knots. No extension to any seine in the way of leads will be permitted.*

SEC. 211.20 *Placing of obstructions in herring bays prohibited.* No one shall place, or cause to be placed, across the entrance of any lagoon or bay any net or other device which will prevent the free passage at all times of herring in and out of said lagoon or bay.*

SEC. 211.21 *Disposal of herring offal.* The dumping of offal and dead herring in the waters of any bay in which herring spawn or where they are captured is prohibited.*

SEC. 211.22 *Minimum size of razor clams to be taken commercially.* It is prohibited to take for commercial purposes any razor clam measuring less than 4½ inches in total length of shell. Possession of any razor clam of less than this length will be regarded as prima facie evidence of unlawful taking.*

SEC. 211.23 *Protection of small razor clams.* Any razor clam measuring less than 4½ inches in total length of shell shall be returned alive immediately to the hole from which it was removed in the course of digging operations.*

SEC. 211.24 *Closed season, commercial taking of razor clams.* The taking of razor clams for commercial purposes is prohibited from July 1 to August 15, both dates inclusive, in each calendar year.*

SEC. 211.25 *Maximum take of razor clams, January 1 to June 30.* In the open season from January 1 to June 30, both dates inclusive, there shall not be taken in the Prince William Sound and Copper River areas a combined total of more than 1,600,000 pounds of razor clams, including shells, or 40,000 cases upon the basis of 48 one-half pound cans per case. Not to exceed 200,000 pounds, including shells, or 5,000 cases upon the basis of 48 one-half pound cans per case, shall be taken prior to April 15.*

SEC. 211.26 *Maximum take of razor clams, August 16 to December 31.* In the open season from August 16 to December 31, both dates inclusive, there shall not be taken in the Prince William Sound and Copper River areas a combined total of more than 280,000 pounds of razor clams, including shells, or 7,000 cases upon the basis of 48 one-half pound cans per case.*

SEC. 211.27 *Maximum take of razor-clams from certain central bars.* Within the section bounded on the west by Strawberry Point Channel, on the north by a line from the southern extremity of Mummy Island to Wireless Point, and on the east by a line from Government Rock to the west end of First Egg Island, the taking of razor clams for commercial purposes is prohibited for the remainder of each calendar year after a combined total of 800,000 pounds, including shells, or 20,000 cases upon the basis of 48 one-half pound cans per case, has been reached in the Prince William Sound and Copper River areas.*

SEC. 211.28 *Protection of female crabs and small male crabs.* Dungeness crab (*Cancer magister*).—No female of this species shall be taken at any time, and no male of this species measuring less than 7 inches in greatest width shall be taken for commercial purposes.*

SEC. 211.29 *Closed season, commercial fishing for Dungeness crabs.* Commercial fishing for the Dungeness crab is prohibited from June 1 to August 14, both dates inclusive.*

SEC. 211.30 *Commercial taking of soft-shell crabs prohibited.* It is prohibited to take for commercial purposes any soft-shell crab. Possession of any such crab will be regarded as prima facie evidence of unlawful taking.*

PART 212. COPPER RIVER AREA FISHERIES

Sec.

212.1 Definition, Copper River area.
212.2 Closed seasons, commercial salmon fishing.
212.3 Opening date for commercial salmon fishing with small mesh gear.
212.4 Commercial salmon fishing prohibited after September 20.
212.5 Identification of salmon fishing boats.
212.6 Commercial salmon fishing limited to drift gill nets.
212.7 Marking of salmon gill nets.
212.8 Total aggregate length of gill nets, salmon fishing boats.
212.9 Waters closed to commercial salmon fishing.
212.10 Trailing of web by fishing boats.
212.11 Operation of anchored gill nets.
212.12 Minimum size of razor clams to be taken commercially.
212.13 Protection of small razor clams.
212.14 Closed season, commercial taking of razor clams.
212.15 Maximum take of razor clams, January 1 to June 30.
212.16 Maximum take of razor clams, August 16 to December 31.
212.17 Maximum take of razor clams from certain central bars.
212.18 Protection of female crabs and small male crabs.
212.19 Closed season, commercial fishing for Dungeness crabs.
212.20 Commercial taking of soft-shell crabs prohibited.

SEC. 212.1 *Definition, Copper River area.* The Copper River area is hereby defined to include all territorial coastal and tributary waters of Alaska between Point Whitshed on the west and Point Martin on the east, including Egg Islands and the other islands between these points.*

SEC. 212.2 *Closed seasons, commercial salmon fishing.* Commercial fishing for salmon is prohibited prior to 6 o'clock antemeridian May 1 and from 6 o'clock postmeridian July 5 to 6 o'clock antemeridian August 10 in each year.*

SEC. 212.3 *Opening date for commercial salmon fishing with small mesh gear.* Prior to 6 o'clock antemeridian May 15 in each year commercial fishing with nets of mesh less than 8½ inches stretched measure between knots is prohibited.*

SEC. 212.4 *Commercial salmon fishing prohibited after September 20.* Commercial fishing for salmon is prohibited after 6 o'clock postmeridian September 20 in each calendar year.*

SEC. 212.5 *Identification of salmon fishing boats.* Each season, prior to the opening date for commercial fishing, the number and name of each fishing boat to be operated shall be furnished in writing to the agent of the Bureau of Fisheries in charge of the district.*

SEC. 212.6 *Commercial salmon fishing limited to drift gill nets.* Commercial fishing for salmon shall be conducted solely by drift gill nets without the attachment of anything to obstruct their free movement through the water at all times: *Provided,* That gill nets attached to anchored boats or other anchored floating equipment may also be used from 6 o'clock antemeridian August 10 to 6 o'clock postmeridian September 20 in each calendar year.*

SEC. 212.7 *Marking of salmon gill nets.* Each gill net in operation shall be marked by a cluster of floats or corks at the ends, and double floats or corks shall be attached to the cork line at 25-fathom intervals. The clusters of floats or corks at the ends and the double floats or corks at the 25-fathom intervals of every red-salmon and silver-salmon gill net shall be painted bright red. The clusters of floats or corks at the ends and the double floats or corks at the 25-fathom intervals of every king-salmon gill net shall be painted white. The clusters at the ends of all gill nets shall also be legibly and plainly marked with the initials of the operator. In addition, each red-salmon and silver-salmon gill net shall be marked by red kegs attached to the clusters of floats or corks at the ends, and each king-salmon gill net shall be marked with white kegs attached to the clusters of floats or corks at the ends.*

SEC. 212.8 *Total aggregate length of gill nets, salmon fishing boats.* Prior to 6 o'clock antemeridian August 10 in each calendar year the total aggregate length of drift gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 250 fathoms hung measure: *Provided,* That during the period from 6 o'clock antemeridian May 15 to 6 o'clock postmeridian May 31 any gill-net boat in the Copper River area may carry and operate not to exceed 100 fathoms of net of mesh not less than 8½ inches stretched measure between knots in addition to 250 fathoms of smaller mesh net.*

SEC. 212.9 *Waters closed to commercial salmon fishing.* Commercial fishing for salmon is prohibited within 500 yards of the Grass Banks, except that from 6 o'clock antemeridian August 10 to 6 o'clock postmeridian September 20 in each calendar year such fishing is permitted within 500 yards of the Grass Banks by means of gill nets not exceeding 200 fathoms each in length attached to anchored boats or other anchored floating equipment. All fishing is prohibited at all times within the sloughs and within 500 yards of their mouths.*

SEC. 212.10 *Trailing of web by fishing boats.* The trailing of web behind any fishing boat is prohibited above the markers fixing closed waters.*

SEC. 212.11 *Operation of anchored gill nets.* Anchored gill nets shall be operated in substantially a straight line.*

SEC. 212.12 *Minimum size of razor clams to be taken commercially.* It is prohibited to take for commercial purposes any razor clam measuring less than 4½ inches in total length of shell. Possession of any razor clam of less than this length will be regarded as prima facie evidence of unlawful taking.*

SEC. 212.13 *Protection of small razor clams.* Any razor clam measuring less than 4½ inches in total length of shell shall be returned alive immediately to the hole from which it was removed in the course of digging operations.*

SEC. 212.14 *Closed season, commercial taking of razor clams.* The taking of razor clams for commercial purposes is prohibited from July 1 to August 15, both dates inclusive, in each calendar year.*

SEC. 212.15 *Maximum take of razor clams, January 1 to June 30.* In the open season from January 1 to June 30, both dates inclusive, there shall not be taken in the Prince William Sound and Copper River areas a combined total of more than 1,600,000 pounds of razor clams, including shells, or 40,000 cases upon the basis of 48 one-half pound cans per case. Not to exceed 200,000 pounds, including shells, or 5,000 cases upon the basis of 48 one-half pound cans per case, shall be taken prior to April 15.*

SEC. 212.16 *Maximum take of razor clams, August 16 to December 31.* In the open season from August 16 to December 31, both dates inclusive, there shall not be taken in the Prince William Sound and Copper River areas a combined total of more than 280,000 pounds of razor clams, including shells, or 7,000 cases upon the basis of 48 one-half pound cans per case.*

SEC. 212.17 *Maximum take of razor clams from certain central bars.* Within the section bounded on the west by Strawberry Point Channel, on the north by a line from the southern extremity of Mummy Island to Wireless Point, and on the east by a line from Government Rock to the west end of First Egg Island, the taking of razor clams for commercial purposes is prohibited for the remainder of each calendar year after a combined total of 800,000 pounds, including shells, or 20,000 cases upon the basis of 48 one-half pound cans per case, has been reached in the Prince William Sound and Copper River areas.*

SEC. 212.18 *Protection of female crabs and small male crabs.* Dungeness Crab (*Cancer magister*).—No female of this species shall be taken at any time, and no male of this species measuring less than 7 inches in greatest width shall be taken for commercial purposes.*

SEC. 212.19 *Closed season, commercial fishing for Dungeness crabs.* Commercial fishing for the Dungeness crab is prohibited from June 1 to August 14, both dates inclusive.*

SEC. 212.20 *Commercial taking of soft-shell crabs prohibited.* It is prohibited to take for commercial purposes any soft-shell crab. Possession of any such crab will be regarded as prima facie evidence of unlawful taking.*

PART 213. BERING RIVER AREA FISHERIES

Sec.

213.1 Definition, Bering River area.
213.2 Closed seasons, commercial salmon fishing.
213.3 Opening date for commercial salmon fishing with small mesh gear.
213.4 Commercial salmon fishing prohibited after September 20.
213.5 Commercial salmon fishing limited to drift gill nets.
213.6 Marking of salmon gill nets.
213.7 Total aggregate length of gill nets, salmon fishing boats.
213.8 Trailing of web by fishing boats.
213.9 Operation of anchored gill nets.
213.10 Waters closed to commercial salmon fishing.
213.11 Minimum size of razor clams to be taken commercially.
213.12 Protection of small razor clams.
213.13 Closed season, commercial taking of razor clams.
213.14 Maximum take of razor clams, Bering River area.

SEC. 213.1 *Definition, Bering River area.* The Bering River area is hereby defined to include all territorial coastal and tributary waters of Alaska between Point Martin on the west and Cape Suckling on the east, including Martin Islands, Kanak Island, Wingham Island, Kavak Island, and any other island between Point Martin and Cape Suckling.*

SEC. 213.2 *Closed seasons, commercial salmon fishing.* Commercial fishing for salmon is prohibited prior to 6 o'clock antemeridian May 15 and from 6 o'clock postmeridian July 5 to 6 o'clock antemeridian August 10 in each year.*

SEC. 213.3 *Opening date for commercial salmon fishing with small mesh gear.* Prior to 6 o'clock antemeridian June 1 in each year commercial fishing with nets of mesh less than 8½ inches stretched measure between knots is prohibited.*

SEC. 213.4 *Commercial salmon fishing prohibited after September 20.* Commercial fishing for salmon is prohibited after 6 o'clock postmeridian September 20 in each calendar year.*

SEC. 213.5 *Commercial salmon fishing limited to drift gill nets.* Commercial fishing for salmon shall be conducted solely by drift gill nets without the attachment of anything to obstruct their free movement through the water at all times: *Provided*, That gill nets attached to anchored boats or other anchored floating equipment may also be used from 6 o'clock antemeridian August 10 to 6 o'clock postmeridian September 20 in each calendar year.*

SEC. 213.6 *Marking of salmon gill nets.* Each gill net in operation shall be marked by a cluster of floats or corks at the ends, and double floats or corks shall be attached to the cork line at 25-fathom intervals. The clusters of floats or corks at the ends and the double floats or corks at the 25-fathom intervals of every red-salmon and silver-salmon gill net shall be painted bright red. The clusters of floats or corks at the ends and the double floats or corks at the 25-fathom intervals of every king-salmon gill net shall be painted white. The clusters at the ends of all gill nets shall also be legibly and plainly marked with the initials of the operator. In addition, each red-salmon and silver-salmon gill net shall be marked by red kegs attached to the clusters of floats or corks at the ends, and each king-salmon gill net shall be marked with white kegs attached to the clusters of floats or corks at the ends.*

SEC. 213.7 *Total aggregate length of gill nets, salmon fishing boats.* Prior to 6 o'clock antemeridian August 10 in each calendar year the total aggregate length of drift gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 200 fathoms hung measure: *Provided*, That during the period from 6 o'clock antemeridian June 1 to 6 o'clock postmeridian June 15 any gill-net boat in the Bering River area may carry and operate not to exceed 100 fathoms of net of mesh not less than 8½ inches stretched measure between knots in addition to 200 fathoms of smaller mesh net.*

SEC. 213.8 *Trailing of web by fishing boats.* The trailing of web behind any fishing boat is prohibited above the markers fixing closed waters.*

SEC. 213.9 *Operation of anchored gill nets.* Anchored gill nets shall be operated in substantially a straight line.*

SEC. 213.10 *Waters closed to commercial salmon fishing.* All commercial fishing for salmon is prohibited in Controller Bay and contiguous waters north of a line extending due east from Point Hey.*

SEC. 213.11 *Minimum size of razor clams to be taken commercially.* It is prohibited to take for commercial purposes any razor clam measuring less than 4½ inches in total length of shell. Possession of any razor clam of less than this length will be regarded as prima facie evidence of unlawful taking.*

SEC. 213.12 *Protection of small razor clams.* Any razor clam measuring less than 4½ inches in total length of shell shall be returned alive immediately to the hole from which it was removed in the course of digging operations.*

SEC. 213.13 *Closed season, commercial taking of razor clams.* The taking of razor clams for commercial purposes is prohibited from July 1 to August 15, both dates inclusive, in each calendar year.*

SEC. 213.14 *Maximum take of razor clams, Bering River area.* There shall not be taken in the Bering River area in any calendar year a combined total of more than 160,000 pounds of razor clams, including shells, or 4,000 cases upon the basis of 48 one-half pound cans per case.*

PART 220. SOUTHEASTERN ALASKA AREA FISHERIES OTHER THAN SALMON

Sec.

220.1 Definition, Southeastern Alaska area.

Southeastern Alaska Area, Herring Fishery

220.2 Waters closed to commercial herring fishing, June 1 to October 15.
220.3 Closed seasons, commercial herring fishing, except by large mesh gill nets or for bait purposes.
220.4 Waters of Chatham Strait in which commercial herring fishing is prohibited or restricted.
220.5 Commercial herring fishing prohibited along south coast of Baranof Island.
220.6 Waters of Union Bay in which commercial herring fishing with purse seines is prohibited.
220.7 Weekly closed period, commercial herring fishing, except for bait purposes.
220.8 Traps prohibited, commercial herring fishing.
220.9 Herring-fishing boats limited to one seine, exclusive of pound seines.
220.10 Size of purse seines, commercial herring fishing.
220.11 Placing of obstructions in herring bays prohibited.
220.12 Kanalku Bay closed to commercial herring fishing.
220.13 Commercial herring fishing with beach seines prohibited on all herring spawning grounds.
220.14 Size of purse seines, commercial herring fishing in Klawak Harbor.
220.15 Disposal of herring offal.

Southeastern Alaska Area, Clam Fishery

220.16 Minimum size of razor clams to be taken commercially.
220.17 Protection of small razor clams.
220.18 Minimum size of butter clams to be taken commercially.

Southeastern Alaska Area, Shrimp Fishery

220.19 Closed season, commercial fishing for shrimp.

Southeastern Alaska Area, Crab Fishery

220.20 Protection of female crabs and small male crabs.
220.21 Commercial taking of soft-shell crabs prohibited.
220.22 Closed seasons, commercial fishing for Dungeness crabs.

SEC. 220.1 *Definition, Southeastern Alaska area.* The Southeastern Alaska area is hereby defined to include all territorial coastal and tributary waters of Alaska extending from Dixon Entrance on the south to and including Yakutat Bay on the north.*

Southeastern Alaska Area—Herring Fishery

SEC. 220.2 *Waters closed to commercial herring fishing, June 1 to October 15.* During the period from June 1 to October 15, both dates inclusive, commercial fishing for herring, including bait fishing, is prohibited in all waters closed throughout the year to salmon fishing.*

SEC. 220.3 *Closed seasons, commercial herring fishing, except by large mesh gill nets or for bait purposes.* Commercial fishing for herring, except for bait purposes, is prohibited from January 1 to May 31, both dates inclusive, and from October 16 to December 31, both dates inclusive: *Provided*, That this prohibition shall not apply to the use of gill nets of mesh not less than 2½ inches stretched measure between knots, in the period from October 16 to December 31, both dates inclusive.*

SEC. 220.4 *Waters of Chatham Strait in which commercial herring fishing is prohibited or restricted.* All commercial fishing for herring, except for bait purposes, is prohibited, as follows: All waters of Chatham Strait and contiguous waters along the western shore of Admiralty Island between Point Gardner

and a point at 57 degrees 40 minutes north latitude: *Provided*, That this prohibition shall not apply to commercial fishing for herring by means of gill nets of mesh not less than 2½ inches stretched measure between knots in the period from June 1 to December 31, both dates inclusive. The taking of herring for bait, except by salmon trolling boats by means of any gill net of mesh not more than 2½ inches stretched measure between knots, of not greater than No. 20 gill net thread, and not exceeding 10 fathoms in length and 100 meshes in depth, is prohibited in all waters of Kootznahoo Inlet east of a line extending from Danger Point to Kootznahoo Head.*

SEC. 220.5 *Commercial herring fishing prohibited along south coast of Baranof Island.* All commercial fishing for herring, except for bait purposes, is prohibited in the waters along the south coast of Baranof Island from Redfish Cape to the light at Port Armstrong.*

SEC. 220.6 *Waters of Union Bay in which commercial herring fishing with purse seines is prohibited.* All commercial fishing for herring, including bait fishing, by means of any purse seine is prohibited in the waters on the west side of Cleveland Peninsula between 55 degrees 46 minutes north latitude and 55 degrees 44 minutes north latitude, and east of 132 degrees 17 minutes 30 seconds west longitude.*

SEC. 220.7 *Weekly closed period, commercial herring fishing, except for bait purposes.* Commercial fishing for herring, except for bait purposes, is prohibited from 6 o'clock antemeridian of Saturday of each week until 6 o'clock postmeridian of the Sunday following.*

SEC. 220.8 *Traps prohibited, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any trap is prohibited.*

SEC. 220.9 *Herring-fishing boats limited to one seine, exclusive of pound seines.* No herring-fishing boat shall carry or operate more than one seine of any description, and no additional net of any kind shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any herring-fishing boat is prohibited. These prohibitions shall not apply to pound seines used exclusively for impounding herring or to seines used exclusively within waters enclosed by such pound seines.*

SEC. 220.10 *Size of purse seines, commercial herring fishing.* Commercial fishing for herring, including bait fishing, by means of any purse seine more than 1,250 meshes in depth, more than 180 fathoms in length, or of mesh less than 1½ inches stretched measure between knots is prohibited: *Provided*, That any purse seine may have in addition a strip along the bottom not to exceed 30 meshes in depth and of mesh not less than 4 inches stretched measure between knots. No extension to any seine in the way of leads will be permitted.*

SEC. 220.11 *Placing of obstructions in herring bays prohibited.* No one shall place, or cause to be placed, across the entrance to any lagoon or bay any net or other device which will prevent the free passage at all times of herring in and out of said lagoon or bay.*

SEC. 220.12 *Kanalku Bay closed to commercial herring fishing.* All commercial fishing, including bait fishing, for herring is prohibited throughout the year in the waters of Kanalku Bay, Admiralty Island.*

SEC. 220.13 *Commercial herring fishing with beach seines prohibited on all herring spawning grounds.* Commercial fishing for herring, including bait fishing, by means of any beach seines on any herring spawning ground is prohibited.*

SEC. 220.14 *Size of purse seines, commercial herring fishing in Klawak Harbor.* Seines used in commercial fishing, including bait fishing, for herring in Klawak Harbor within a true east and west line passing through the northern extremity of Klawak Island shall not exceed 90 fathoms hung measure in length nor 500 meshes in depth. For the purpose of determining depths of such seines measurements will be upon the basis of 1½ inches stretched measure between knots. No such seine shall have a mesh of less than 1½ inches stretched measure between knots.*

SEC. 220.15 *Disposal of herring offal.* The dumping of offal and dead herring in the waters of any bay in which herring spawn or where they are captured is prohibited.*

Southeastern Alaska Area—Clam Fishery

SEC. 220.16 *Minimum size of razor clams to be taken commercially.* It is prohibited to take for commercial purposes any razor clam measuring less than 4½ inches in total length of shell. Possession of any razor clam of less than this length will be regarded as prima facie evidence of unlawful taking.*

SEC. 220.17 *Protection of small razor clams.* Any razor clam measuring less than 4½ inches in total length of shell shall be returned alive immediately to the hole from which it was removed in the course of digging operations.*

SEC. 220.18 *Minimum size of butter clams to be taken commercially.* It is prohibited to take for commercial purposes any butter clam (Saxidomus) measuring less than 2 inches in total length of shell. Possession of any butter clam of less than this length will be regarded as prima facie evidence of unlawful taking.*

Southeastern Alaska Area—Shrimp Fishery

SEC. 220.19 *Closed season, commercial fishing for shrimp.* Commercial fishing for shrimps is prohibited in the period from March 15 to April 30, both dates inclusive, in each year.*

Southeastern Alaska Area—Crab Fishery

SEC. 220.20 *Protection of female crabs and small male crabs.* Dungeness crab (*Cancer magister*).—No female of this species shall be taken at any time, and no male of this species measuring less than 7 inches in greatest width shall be taken for commercial purposes.*

SEC. 220.21 *Commercial taking of soft-shell crabs prohibited.* It is prohibited to take for commercial purposes any soft-shell crab. Possession of any such crab will be regarded as prima facie evidence of unlawful taking.*

SEC. 220.22 *Closed seasons, commercial fishing for Dungeness crabs.* Commercial fishing for the Dungeness crab is prohibited from May 15 to July 31, both dates inclusive, in the Sumner Strait and Stikine districts, and from June 15 to August 1, both dates inclusive, in the Icy Strait district.*

PART 221. SOUTHEASTERN ALASKA AREA, YAKUTAT DISTRICT, SALMON FISHERIES

Sec.

221.1 Definition, Southeastern Alaska area; subdivisions.
221.2 Definition, Yakutat district.
221.3 Total aggregate length of gill nets, salmon fishing boats.
221.4 Waters open to commercial salmon fishing by drift gill nets only.
221.5 Waters open to commercial salmon fishing by stake, set, or anchored gill nets only.
221.6 Length of stake, set, or anchored gill nets in Monti Bay.
221.7 Length of stake, set, or anchored gill nets in Situk Inlet.
221.8 Length of stake, set, or anchored gill nets in Ahrnklin Inlet and Dangerous Inlet.
221.9 Length of stake, set, or anchored gill nets in Dry Bay and Ahquay Inlet.
221.10 Opening date for commercial salmon fishing other than trolling, except in Monti Bay and Dry Bay.
221.11 Opening date for commercial salmon fishing in Monti Bay and Dry Bay.
221.12 Marking of salmon gill nets.
221.13 Opening date for commercial salmon fishing with large mesh gear in Situk Inlet.
221.14 Salmon-fishing boats limited to one seine.
221.15 Size of beach seines.
221.16 Commercial salmon fishing prohibited after September 30, except by trolling.
221.17 Taking of small king salmon by commercial trollers prohibited.
221.18 Trolling gear.
221.19 Traps and purse seines prohibited, salmon fishing.
221.20 Operation of stake and anchored gill nets.
221.21 Motor-propelled salmon gill net boats prohibited in lagoons and inlets.
221.22 Weekly closed period, salmon fishing.
221.23 Waters closed to commercial salmon fishing.

SEC. 221.1 *Definition, Southeastern Alaska area; subdivisions.* The Southeastern Alaska area is hereby defined to include all territorial coastal and tributary waters of Alaska extending from Dixon Entrance on the south to and including Yakutat Bay on the north. This area is subdivided into the following districts, wherein regulations shall be effective as follows:*

SEC. 221.2 *Definition, Yakutat district.* All territorial waters within a line extending from Cape Fairweather at 58 degrees 49 minutes north latitude, 138 degrees west longitude, to Mount Fairweather, thence following the international boundary to a point at 140 degrees 28 minutes west longitude, thence south to a point at 59 degrees 36 minutes north latitude, 140 degrees 28 minutes west longitude, thence to Cape Fairweather at the point of beginning.*

SEC. 221.3 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 150 fathoms hung measure in length, or 35 meshes in depth. For the purpose of determining depths of gill nets measurements will be upon the basis of 5½ inches stretched measure.*

SEC. 221.4 *Waters open to commercial salmon fishing by drift gill nets only.* Along the outside coast from Cape Fairweather to Ocean Cape commercial fishing for salmon shall be conducted solely by drift gill nets. The use of all other forms of gear is prohibited.*

SEC. 221.5 *Waters open to commercial salmon fishing by stake, set, or anchored gill nets only.* In Situk Inlet, Ahrnklin Inlet, Dangerous Inlet, Ahquay Inlet, and Dry Bay, commercial fishing for salmon shall be conducted solely by stake, set, or anchored gill nets: *Provided*, That such fishing by means of beach seines is permitted in Situk Inlet during the period from August 5 to August 30, both dates inclusive.*

SEC. 221.6 *Length of stake, set, or anchored gill nets in Monti Bay.* In Monti Bay and contiguous waters no stake, set, or anchored gill net shall exceed 50 fathoms in length measured on the cork line, and in these waters the total aggregate length of all stake, set, or anchored nets used by any individual shall not exceed 100 fathoms measured on the cork line.*

SEC. 221.7 *Length of stake, set, or anchored gill nets in Situk Inlet.* In Situk Inlet no stake, set, or anchored gill net shall exceed 25 fathoms in length measured on the cork line, and in these waters the total aggregate length of all stake, set, or anchored nets used by any individual shall not exceed 25 fathoms measured on the cork line.*

SEC. 221.8 *Length of stake, set, or anchored gill nets in Ahrnklin Inlet and Dangerous Inlet.* In Ahrnklin Inlet and in Dangerous Inlet no stake, set, or anchored gill net shall exceed 30 fathoms in length measured on the cork line, and in these waters the total aggregate length of all stake, set, or anchored nets used by any individual shall not exceed 60 fathoms measured on the cork line.*

SEC. 221.9 *Length of stake, set, or anchored gill nets in Dry Bay and Ahquay Inlet.* In Dry Bay and in Ahquay Inlet no stake, set, or anchored gill net shall exceed 25 fathoms in length measured on the cork line, and in these waters the total aggregate length of all stake, set, or anchored nets used by any individual shall not exceed 75 fathoms measured on the cork line.*

SEC. 221.10 *Opening date for commercial salmon fishing other than trolling, except in Monti Bay and Dry Bay.* Except in Monti Bay and contiguous waters and in Dry Bay, commercial fishing for salmon is prohibited prior to June 18: *Provided*, That this prohibition shall not apply to trolling.*

SEC. 221.11 *Opening date for commercial salmon fishing in Monti Bay and Dry Bay.* In Monti Bay and contiguous waters and in Dry Bay, commercial fishing for salmon is prohibited prior to May 15 in each year.*

SEC. 221.12 *Marking of salmon gill nets.* Each gill net in operation shall be marked by a cluster of floats or corks at the ends, and double floats or corks shall be attached to the cork line at 25-fathom intervals. The clusters of floats or corks at the ends and the double floats or corks at the 25-fathom intervals shall be painted bright red. The clusters at the ends shall also be legibly and plainly marked with the initials of the operator.*

SEC. 221.13 *Opening date for commercial salmon fishing with large mesh gear in Situk Inlet.* Commercial fishing for salmon by means of any gill net having mesh of more than 5½ inches stretched measure between knots is prohibited in Situk Inlet prior to August 10 in each year.*

SEC. 221.14 *Salmon-fishing boats limited to one seine.* No salmon-fishing boat shall carry or operate more than one seine of any description, and no additional net of any kind shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon-fishing boat is prohibited.*

SEC. 221.15 *Size of beach seines.* Commercial fishing for salmon by means of any beach seine less than 75 fathoms hung measure in length or less than 4 fathoms hung measure in depth is prohibited. For the purpose of determining depths of seines, measurements will be upon the basis of 3½ inches stretched measure between knots.*

SEC. 221.16 *Commercial salmon fishing prohibited after September 30, except by trolling.* Commercial fishing for salmon, except by trolling, is prohibited for the remainder of each calendar year after September 30.*

SEC. 221.17 *Taking of small king salmon by commercial trollers prohibited.* In commercial trolling operations no king salmon shall be caught which when dressed will weigh less than 6 pounds. In the event any such undersized salmon are thus taken, they must be carefully removed from the hook, without jerking or other action causing injury and returned to the water alive.*

SEC. 221.18 *Trolling gear.* No trolling boat shall operate more than four trolling lines.*

SEC. 221.19 *Traps and purse seines prohibited, salmon fishing.* The use of any trap or purse seine is prohibited.*

SEC. 221.20 *Operation of stake and anchored gill nets.* Stake and anchored gill nets shall be operated in substantially a straight line.*

SEC. 221.21 *Motor-propelled salmon gill net boats prohibited in lagoons and inlets.* The use of power boats in operating drift gill nets is prohibited in all lagoons and inlets.*

SEC. 221.22 *Weekly closed period, salmon fishing.* The 36-hour closed period for salmon fishing prescribed by section 5 of the act of June 6, 1924, is hereby extended to include the period from 6 o'clock postmeridian of Friday of each week until 6 o'clock antemeridian of the Monday following, making a weekly closed period of 60 hours.*

SEC. 221.23 *Waters closed to commercial salmon fishing.* All commercial fishing for salmon is prohibited, as follows:

(a) Ankau Creek and Inlet.
(b) The "Basin" above Dry Bay.*

PART 222. SOUTHEASTERN ALASKA AREA, ICY STRAIT DISTRICT, SALMON FISHERIES

Sec.

222.1 Definition, Southeastern Alaska area; subdivisions.
222.2 Definition, Icy Strait district.
222.3 Total aggregate length of gill nets, salmon fishing boats.
222.4 Operation of stake and anchored gill nets.
222.5 Minimum distance between traps.
222.6 Size of floating salmon traps.
222.7 Salmon-fishing boats limited to one seine; size of seine.
222.8 Closed seasons, commercial salmon fishing west of Point Adolphus and Point Gustavus.
222.9 Closed seasons, commercial salmon fishing east of Point Adolphus and Point Gustavus.
222.10 Traps prohibited commercial salmon fishing from October 1 to October 15.
222.11 Taking of small king salmon by commercial trollers prohibited.
222.12 Beach seines prohibited.
222.13 Maximum length of salmon purse seine boats.
222.14 Trolling gear.
222.15 Waters of Dundas Bay in which commercial salmon fishing is prohibited, except by gill nets.
222.16 Waters of Idaho Inlet in which commercial salmon fishing with seines is prohibited.
222.17 Waters of Port Frederick in which commercial salmon fishing is prohibited.
222.18 Areas open to salmon traps.
222.19 Waters of Glacier Bay in which commercial salmon fishing is prohibited.

SEC. 222.1 *Definition, Southeastern Alaska area; subdivisions.* The Southeastern Alaska area is hereby defined to include all territorial coastal and tributary waters of Alaska extending from Dixon Entrance on the south to and including Yakutat Bay on the north. This area is subdivided into the following districts, wherein regulations shall be effective as follows:*

SEC. 222.2 *Definition, Icy Strait district.* All territorial waters within a line extending from a point west of Yakobi Island at 58 degrees north latitude, 136 degrees 51 minutes west longitude, to a point at 58 degrees north latitude, 134 degrees 58 minutes west longitude,

thence north to the light at Point Augusta, thence to the southeastern extremity of Point Couverden, thence to Mount Harris, thence following the international boundary to Mount Fairweather, thence to Cape Fairweather at 58 degrees 49 minutes north latitude, 138 degrees west longitude, thence to the point of beginning at 58 degrees north latitude, 136 degrees 51 minutes west longitude.*

SEC. 222.3 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon-fishing boat, or in use by such boat, shall not exceed 250 fathoms hung measure.*

SEC. 222.4 *Operation of stake and anchored gill nets.* Stake and anchored gill nets shall be operated in substantially a straight line.*

SEC. 222.5 *Minimum distance between traps.* The distance by most direct water measurement from any part of one trap to any part of another trap shall not be less than 1½ statute miles.*

SEC. 222.6 *Size of floating salmon traps.* No floating trap shall exceed 900 feet in length when any part of such trap is in a greater depth of water than 100 feet at mean high tide. The length of any such trap shall be as measured along the lead from shore at mean high tide to the outer face of the pot.*

SEC. 222.7 *Salmon-fishing boats limited to one seine; size of seine.* No salmon-fishing boat shall carry or operate more than one seine of any description, and no additional net of any kind shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon-fishing boat is prohibited. No purse seine shall be less than 175 meshes nor more than 250 meshes in depth nor less than 150 fathoms nor more than 200 fathoms in length, measured on the cork line. For the purpose of determining depths of seines measurements will be upon the basis of 3½ inches stretched measure between knots. The extension to any seine in the way of leads exceeding 25 fathoms in length is prohibited.*

SEC. 222.8 *Closed seasons, commercial salmon fishing west of Point Adolphus and Point Gustavus.* Commercial fishing for salmon, other than trolling, west of a line from Point Adolphus to Point Gustavus is prohibited prior to 6 o'clock antemeridian June 20, from 6 o'clock postmeridian August 4 to 6 o'clock antemeridian October 1, and for the remainder of each calendar year after 6 o'clock postmeridian October 15.*

SEC. 222.9 *Closed seasons, commercial salmon fishing east of Point Adolphus and Point Gustavus.* Commercial fishing for salmon, other than trolling, east of a line from Point Adolphus to Point Gustavus is prohibited prior to 6 o'clock antemeridian June 20, from 6 o'clock postmeridian August 7 to 6 o'clock antemeridian October 1, and for the remainder of each calendar year after 6 o'clock postmeridian October 15.*

SEC. 222.10 *Traps prohibited, commercial salmon fishing from October 1 to October 15.* Commercial fishing for salmon by means of any trap is prohibited in the period from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 15.*

SEC. 222.11 *Taking of small king salmon by commercial trollers prohibited.* In commercial trolling operations no king salmon shall be caught which when dressed will weigh less than 6 pounds. In the event any such undersized salmon are thus taken, they must be carefully removed from the hook without jerking or other action causing injury and returned to the water alive.*

SEC. 222.12 *Beach seines prohibited.* The use of any beach seine is prohibited.*

SEC. 222.13 *Maximum length of salmon purse seine boats.* No boat used in operating any purse seine shall be longer than 50 feet, as shown by official register length.*

SEC. 222.14 *Trolling gear.* No trolling boat shall operate more than four trolling lines.*

SEC. 222.15 *Waters of Dundas Bay in which commercial salmon fishing is prohibited, except by gill nets.* Commercial fishing for salmon, except by gill nets, is prohibited in Dundas Bay north of 58 degrees 21 minutes 8 seconds north latitude.*

SEC. 222.16 *Waters of Idaho Inlet in which commercial salmon fishing with seines is prohibited.* Commercial fishing for salmon by means of any seine is prohibited in Idaho Inlet south of 58 degrees 8 minutes 20 seconds north latitude.*

SEC. 222.17 *Waters of Port Frederick in which commercial salmon fishing is prohibited.* Commercial fishing for salmon is prohibited in Port Frederick, northern shore of Chichagof Island, in all waters east of a line from Inner Point Sophia to Game Point and in all waters south of 58 degrees 4 minutes 8 seconds north latitude, except that trolling will be permitted from November 1 to June 1, both dates inclusive. A portion of the waters closed is in the western district.*

SEC. 222.18 *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited, except as follows:

(a) Mainland: From the east side of Dundas Bay at 58 degrees 20 minutes 8 seconds north latitude to a point 1,000 feet east of Point Dundas.

(b) Inian Islands: Along the coast (1) within 2,500 feet of a point at 58 degrees 16 minutes 18 seconds north latitude, 136 degrees 20 minutes 27 seconds west longitude, (2) within 2,500 feet of a point on the northwestern island at 58 degrees 15 minutes 34 seconds north latitude, 136 degrees 23 minutes 35 seconds west longitude, and (3) within 1,000 feet of a point at 58 degrees 14 minutes 9 seconds north latitude, 136 degrees 20 minutes 6 seconds west longitude.

(c) Island west of Three Hill Island, Cross Sound: Shore of island west of Three Hill Island located at 58 degrees 10 minutes 11 seconds north latitude, 136 degrees 24 minutes 33 seconds west longitude.

(d) Chichagof Island: Along the coast of the north side of Chichagof Island within 2,500 feet of a point at 58 degrees 13 minutes 12 seconds north latitude, 136 degrees 9 minutes 38 seconds west longitude.

(e) Chichagof Island: North coast within 1,000 feet westerly from Eagle Point.

(f) Chichagof Island: North coast from a point west of Point Adolphus at 58 degrees 15 minutes 38 seconds north latitude southwesterly to a point at 58 degrees 14 minutes 56 seconds north latitude, 135 degrees 53 minutes 34 seconds west longitude.

(g) Lemesurier Island: Northwestern coast within 2,500 feet of a point at 58 degrees 17 minutes 30 seconds north latitude, 136 degrees 8 minutes west longitude.

(h) Mainland: Within 2,500 feet of a point near Point Gustavus at 135 degrees 53 minutes 42 seconds west longitude.

(i) Pleasant Island: Southern coast (1) from the western extremity of the island easterly to 135 degrees 39 minutes 51 seconds west longitude, and (2) from 135 degrees 35 minutes 30 seconds west longitude to 135 degrees 33 minutes 1 second west longitude.

(j) Porpoise Islands: West coast of southernmost Island within 2,500 feet of a point at 58 degrees 19 minutes 8 seconds north latitude, 135 degrees 27 minutes 22 seconds west longitude.

(k) Mainland: Along the coast on the east side of Excursion Inlet from 58 degrees 17 minutes 8 seconds north latitude southward to 135 degrees 8 minutes 31 seconds west longitude.

(l) Chichagof Island: Northeastern coast (1) within 2,500 feet of a point at 58 degrees 8 minutes 40 seconds north latitude, 135 degrees 23 minutes 59 seconds west longitude, and (2) from 135 degrees 20 minutes west longitude to 135 degrees 11 minutes 11 seconds west longitude.

(m) Chichagof Island: Northwestern coast within 2,500 feet of a point at 135 degrees 1 minute 31 seconds west longitude.

SEC. 222.19 *Waters of Glacier Bay in which commercial salmon fishing is prohibited.* All commercial fishing for salmon is prohibited in Glacier Bay north of 58 degrees 27 minutes 54 seconds north latitude.*

PART 223. SOUTHEASTERN ALASKA AREA, WESTERN DISTRICT, SALMON FISHERIES

Sec.

223.1 Definition, Southeastern Alaska area; subdivisions.
223.2 Definition, Western district.
223.3 Total aggregate length of gill nets, salmon fishing boats.
223.4 Operation of stake and anchored gill nets.

Sec.
223.5 Minimum distance between traps.
223.6 Size of floating salmon traps.
223.7 Salmon-fishing boats limited to one seine; size of seine.
223.8 Closed seasons, commercial salmon fishing north of Point Couverden.
223.9 Closed seasons, commercial salmon fishing south of Point Couverden to 58 degrees north latitude.
223.10 Closed seasons, commercial salmon fishing south of 58 degrees north latitude.
223.11 Traps prohibited, commercial salmon fishing from October 1 to October 15.
223.12 Closed season, commercial salmon fishing other than trolling in Tenakee Inlet.
223.13 Beach seines prohibited.
223.14 Maximum length of salmon purse seine boats.
223.15 Trolling gear.
223.16 Taking of small king salmon by commercial trollers prohibited.
223.17 Salmon purse seines prohibited in northern section of Lynn Canal.
223.18 Waters of Chilkat Inlet in which commercial salmon fishing is prohibited.
223.19 Waters of Chilkoot Inlet in which commercial salmon fishing is prohibited.
223.20 Waters of Tenakee Inlet and Freshwater Bay in which commercial salmon fishing is prohibited.
223.21 Waters of Port Frederick in which commercial salmon fishing is prohibited.
223.22 Areas open to salmon traps.
223.23 Waters closed to commercial salmon fishing.

SEC. 223.1 *Definition, Southeastern Alaska area; subdivisions.* The Southeastern Alaska area is hereby defined to include all territorial coastal and tributary waters of Alaska extending from Dixon Entrance on the south to and including Yakutat Bay on the north. This area is subdivided into the following districts, wherein regulations shall be effective as follows:*

SEC. 223.2 *Definition, Western district.* All territorial waters within a line extending from a point off Cape Ommaney at 56 degrees 6 minutes north latitude, 134 degrees 51 minutes west longitude, to a point off Cape Edgecumbe at 57 degrees north latitude, 136 degrees 4 minutes west longitude, thence to a point at 58 degrees north latitude, 136 degrees 51 minutes west longitude, thence east to 134 degrees 58 minutes west longitude, thence north to the light at Point Augusta, thence to the southeastern extremity of Point Couverden, thence to Mount Harris, thence following the international boundary to Mount Ogilvie, thence to the northern extremity of Shelter Island, thence to the northern extremity of Mansfield Peninsula, thence following the watersheds on Mansfield Peninsula and Admiralty Island to the southern extremity of Point Gardner, thence west to the watershed on Baranof Island, thence following the watershed to the southern extremity of Cape Ommaney, thence to the point of beginning at 56 degrees 6 minutes north latitude, 134 degrees 51 minutes west longitude.*

SEC. 223.3 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 250 fathoms hung measure.*

SEC. 223.4 *Operation of stake and anchored gill nets.* Stake and anchored gill nets shall be operated in substantially a straight line.*

SEC. 223.5 *Minimum distance between traps.* The distance by most direct water measurement from any part of one trap to any part of another trap shall not be less than 1 statute mile.*

SEC. 223.6 *Size of floating salmon traps.* No floating trap shall exceed 900 feet in length when any part of such trap is in a greater depth of water than 100 feet at mean high tide. The length of any such trap shall be as measured along the lead from shore at mean high tide to the outer face of the pot.*

SEC. 223.7 *Salmon-fishing boats limited to one seine; size of seine.* No salmon fishing boat shall carry or operate more than one seine of any description and no additional net of any kind shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon fishing boat is prohibited. No purse seine shall be less than 175 meshes nor more than 250 meshes in depth, nor less than 150 fathoms nor more than 200 fathoms in length measured on the cork line. For the purpose of determining depths of seines, measurements will be upon the basis of 3½ inches stretched measure between knots. The extension to any seine in the way of leads exceeding 25 fathoms in length is prohibited.*

SEC. 223.8 *Closed seasons, commercial salmon fishing north of Point Couverden.* Commercial fishing for salmon, other than trolling, north of a true line eastward from the southeastern extremity of Point Couverden is prohibited prior to 6 o'clock antemeridian June 20 and after 6 o'clock postmeridian August 10 in each calendar year: *Provided,* That this prohibition shall not apply to the use of gill nets from 6 o'clock postmeridian August 10 to 6 o'clock postmeridian August 31 in Lynn Canal and contiguous waters north of the north end of Sullivan Island.*

SEC. 223.9 *Closed seasons, commercial salmon fishing south of Point Couverden to 58 degrees north latitude.* Commercial fishing for salmon, other than trolling, from a true line eastward from the southeastern extremity of Point Couverden south to 58 degrees north latitude is prohibited prior to 6 o'clock antemeridian July 1, from 6 o'clock postmeridian August 15 to 6 o'clock antemeridian October 1, and for the remainder of each calendar year after 6 o'clock postmeridian October 15.*

SEC. 223.10 *Closed seasons, commercial salmon fishing south of 58 degrees north latitude.* Commercial fishing for salmon, other than trolling, south of 58 degrees north latitude is prohibited prior to 6 o'clock antemeridian July 5, from 6 o'clock postmeridian August 18 to 6 o'clock antemeridian October 1, and for the remainder of each calendar year after 6 o'clock postmeridian October 15.*

SEC. 223.11 *Traps prohibited, commercial salmon fishing from October 1 to October 15.* Commercial fishing for salmon by means of any trap is prohibited in the period from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 15.*

SEC. 223.12 *Closed season, commercial salmon fishing other than trolling in Tenakee Inlet.* Commercial fishing for salmon, other than trolling, is prohibited in Tenakee Inlet from 6 o'clock postmeridian July 24 to 6 o'clock antemeridian October 1 in each year.*

SEC. 223.13 *Beach seines prohibited.* The use of any beach seine is prohibited.*

SEC. 223.14 *Maximum length of salmon purse seine boats.* No boat used in operating any purse seine shall be longer than 50 feet as shown by official register length.*

SEC. 223.15 *Trolling gear.* No trolling boat shall operate more than four trolling lines.*

SEC. 223.16 *Taking of small king salmon by commercial trollers prohibited.* In commercial trolling operations no king salmon shall be caught which when dressed will weigh less than 6 pounds. In the event any such undersized salmon are thus taken, they must be carefully removed from the hook without jerking or other action causing injury and returned to the water alive.*

SEC. 223.17 *Salmon purse seines prohibited in northern section of Lynn Canal.* Purse seines are prohibited in Lynn Canal and contiguous waters north of 58 degrees 34 minutes 10 seconds north latitude.*

SEC. 223.18 *Waters of Chilkat Inlet in which commercial salmon fishing is prohibited.* Commercial fishing for salmon in Chilkat Inlet is prohibited north of a line from Green Point passing across the southern shore of Pyramid Island to the northern shore of Chilkat Inlet.*

SEC. 223.19 *Waters of Chilkoot Inlet in which commercial salmon fishing is prohibited.* Commercial fishing for salmon in Chilkoot Inlet within a line 1 statute mile from the mouth of Chilkoot River is prohibited.*

SEC. 223.20 *Waters of Tenakee Inlet and Freshwater Bay in which commercial salmon fishing is prohibited.* Commercial fishing for salmon is prohibited (1) in all bays tributary to Tenakee Inlet and in the waters of Tenakee Inlet west of 135 degrees 40 minutes west longitude, and (2) within 1 statute mile of the mouths of all salmon streams in Freshwater Bay: *Provided,* That these prohibitions shall not apply to trolling from January 1 to 6 o'clock postmeridian August 24.*

SEC. 223.21 *Waters of Port Frederick in which commercial salmon fishing is prohibited.* Commercial fishing for salmon is prohibited in Port Frederick, northern shore of Chichagof Island, in all waters east of a line from Inner Point

Sophia to Game Point, and in all waters south of 58 degrees 4 minutes 8 seconds north latitude, except that trolling will be permitted from November 1 to June 1, both dates inclusive. A portion of the waters closed is in the Icy Strait district.*

SEC. 223.22 *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited, except as follows:

(a) Baranof Island: Northwest coast beginning at a point 1,000 yards southward of Point Kakul and extending southward ½ statute mile.

(b) Baranof Island: Northwest coast within 2,500 feet of a point at 57 degrees 20 minutes 19 seconds north latitude, 135 degrees 40 minutes 13 seconds west longitude.

(c) Chichahof Island: Southwest coast within 2,500 feet of a point at 57 degrees 23 minutes 7 seconds north latitude, 135 degrees 39 minutes 56 seconds west longitude.

(d) Chichagof Island: East coast (1) within 2,500 feet of a point at 58 degrees 1 minute 43 seconds north latitude, 134 degrees 55 minutes 59 seconds west longitude, (2) within 2,500 feet of a point at 57 degrees 59 minutes 11 seconds north latitude, 134 degrees 54 minutes 34 seconds west longitude, (3) within 2,500 feet of a point at 57 degrees 56 minutes 56 seconds north latitude, 134 degrees 55 minutes 7 seconds west longitude, and (4) within 2,500 feet of a point at 57 degrees 52 minutes 7 seconds north latitude, 134 degrees 57 minutes 51 seconds west longitude.

(e) Chichagof Island: East coast (1) from 57 degrees 48 minutes 52 seconds north latitude to 57 degrees 48 minutes 25 seconds north latitude, (2) within 2,500 feet of a point at 57 degrees 44 minutes 18 seconds north latitude, 134 degrees 55 minutes 4 seconds west longitude, (3) within 2,500 feet of a point at 57 degrees 39 minutes 36 seconds north latitude, 134 degrees 53 minutes 45 seconds west longitude, (4) from 57 degrees 36 minutes 37 seconds north latitude to 57 degrees 35 minutes 52 seconds north latitude, and (5) within 2,500 feet of a point at 57 degrees 30 minutes 4 seconds north latitude, 134 degrees 49 minutes 38 seconds west longitude.

(f) Chichagof Island: Southeast coast within 1,500 feet of a point at 57 degrees 27 minutes 32 seconds north latitude, 134 degrees 55 minutes 59 seconds west longitude.

(g) Baranof Island: East coast from a point ½ statute mile south of Point Thatcher to a point at 57 degrees 23 minutes 37 seconds north latitude.

(h) Baranof Island: East coast from a point ½ statute mile southeasterly of South Point to the north side of the entrance to Cosmos Cove.

(i) Baranof Island: East coast within 2,500 feet of a point at 57 degrees 11 minutes 3 seconds north latitude, 134 degrees 48 minutes 43 seconds west longitude.

(j) Mansfield Peninsula: West coast within 2,500 feet of a point at 58 degrees 16 minutes 2 seconds north latitude.

(k) Mansfield Peninsula: West coast (1) from the south point of entrance to Funter Bay to 58 degrees 10 minutes 45 seconds north latitude, and (2) from 58 degrees 9 minutes 37 seconds north latitude to the southern extremity of the peninsula at the north side of the entrance to Hawk Inlet.

(l) Admiralty Island: West coast (1) from 57 degrees 38 minutes 7 seconds north latitude to 57 degrees 39 minutes 22 seconds north latitude, (2) from 57 degrees 40 minutes 47 seconds north latitude to 57 degrees 43 minutes 45 seconds north latitude, (3) from 57 degrees 50 minutes 2 seconds north latitude to 57 degrees 51 minutes 7 seconds north latitude, (4) from 57 degrees 53 minutes 30 seconds north latitude to 57 degrees 56 minutes 27 seconds north latitude, and (5) from 57 degrees 57 minutes 24 seconds north latitude to 58 degrees 2 minutes 7 seconds north latitude.

(m) Admiralty Island: West coast from 57 degrees 22 minutes 7 seconds north latitude to Distant Point.

(n) Killisnoo Island: South coast from 134 degrees 35 minutes 59 seconds west longitude to Point Samuel.

(o) Admiralty Island: West coast (1) from a point north of Wilson Cove at 57 degrees 10 minutes 37 seconds north latitude to 57 degrees 10 minutes 47 seconds north latitude, (2) from 57 degrees 12 minutes 37 seconds north latitude to 57 degrees 13 minutes 7 seconds north latitude, and (3) within 1,000 feet of a point at 57 degrees 13 minutes 57 seconds north latitude.*

SEC. 223.23 *Waters closed to commercial salmon fishing.* All commercial fishing for salmon is prohibited as follows:

(a) Wilson Cove, southwestern shore of Admiralty Island: All waters within the cove.

(b) Whitewater Bay, southwestern shore of Admiralty Island: All waters within a line from Point Caution to Woody Point.

(c) Chaik Bay, southwestern shore of Admiralty Island: All waters east of 134 degrees 28 minutes 59 seconds west longitude.

(d) Kootznahoo Inlet, western shore of Admiralty Island: All waters within the inlet.

(e) Warm Spring Bay, eastern shore of Baranof Island: All waters within the bay.

(f) Kelp Bay, east coast of Baranof Island: All waters in Middle Arm, and all waters in South Arm west of 134 degrees 56 minutes 59 seconds west longitude.

(g) Hanus Bay, northeast shore of Baranof Island: All waters in the bay south of a line from Point Hanus to Point Moses.

(h) Rodman Bay, northeast coast of Baranof Island: All waters west of 135 degrees 21 minutes 59 seconds west longitude.

(i) Sitkoh Bay, southeast shore of Chichagof Island: All waters within 1,000 yards of the mouth of any salmon stream.

(j) Basket Bay, east coast of Chichagof Island: All waters within the bay.

(k) Hawk Inlet, west coast of Admiralty Island: All waters of the inlet and its tributaries.

(l) Salt Lake Lagoon, Takanis Bay, southwest shore of Yakobi Island: All waters in the Lagoon and within 500 yards of its mouth.

(m) Redfish Bay, southwest shore of Baranof Island: All waters above a true east and west line passing through the southern end of the Second Narrows.

(n) Still Harbor, west coast of Baranof Island: All waters in the harbor.

(o) Port Banks, off Whale Bay, west coast of Baranof Island: All waters in Port Banks.

(p) Redoubt Bay, west coast of Baranof Island: All waters within 1,000 yards of the mouth of the stream flowing from Redoubt Lake.*

PART 224. SOUTHEASTERN ALASKA AREA, EASTERN DISTRICT, SALMON FISHERIES

Sec.

224.1 Definition, Southeastern Alaska area; subdivisions.
224.2 Definition, Eastern District.
224.3 Total aggregate length of gill nets, salmon fishing boats.
224.4 Operation of stake and anchored gill nets.
224.5 Minimum distance between traps.
224.6 Size of floating salmon traps.
224.7 Salmon fishing boats limited to one seine; size of seine.
224.8 Opening dates for commercial salmon fishing other than trolling.
224.9 Open and closed seasons, commercial salmon fishing other than trolling.
224.10 Waters of Taku Inlet in which commercial salmon fishing is prohibited.
224.11 Traps prohibited, commercial salmon fishing from October 1 to October 15.
224.12 Beach seines prohibited.
224.13 Maximum length of salmon purse seine boats.
224.14 Trolling gear.
224.15 Taking of small king salmon by commercial trollers prohibited.
224.16 Length of gill nets in Taku Inlet.
224.17 Areas open to salmon traps.
224.18 Waters closed to commercial salmon fishing.

SEC. 224.1 *Definition, Southeastern Alaska area; subdivisions.* The Southeastern Alaska area is hereby defined to include all territorial coastal and tributary waters of Alaska extending from Dixon Entrance on the south to and including Yakutat Bay on the north. This area is subdivided into the following districts, wherein regulations shall be effective as follows:*

SEC. 224.2 *Definition, Eastern District.* All territorial waters within a line extending from a point near the Hazy Islands at 55 degrees 54 minutes north latitude, 134 degrees 34 minutes west longitude, to the southern end of Cape

Decision, thence following the watershed on Kuiu Island to a point on the east side of Kuiu Island at 56 degrees 40 minutes north latitude, 133 degrees 44 minutes 15 seconds west longitude, thence east across Keku Strait, thence across Kupreanof Island, passing north of Duncan Canal, to a point on the east coast of Kupreanof Island at 56 degrees 54 minutes north latitude, thence across Frederick Sound to Horn Cliffs on the mainland, thence to Castle Mountain, thence following the international boundary to Mount Ogilvie, thence to the northern extremity of Shelter Island, thence to the northern extremity of Mansfield Peninsula, thence following the watersheds of Mansfield Peninsula and Admiralty Island to the southern extremity of Point Gardner, thence west to the watershed on Baranof Island, thence following the watershed to the southern extremity of Cape Ommaney, thence to a point of 56 degrees 6 minutes north latitude, 134 degrees 51 minutes west longitude, thence to the point of beginning at 55 degrees 54 minutes north latitude, 134 degrees 34 minutes west longitude.*

SEC. 224.3 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 250 fathoms hung measure.*

SEC. 224.4 *Operation of stake and anchored gill nets.* Stake and anchored gill nets shall be operated in substantially a straight line.*

SEC. 224.5 *Minimum distance between traps.* The distance by most direct water measurement from any part of one trap to any part of another trap shall not be less than 1 statute mile.*

SEC. 224.6 *Size of floating salmon traps.* No floating trap shall exceed 900 feet in length when any part of such trap is in a greater depth of water than 100 feet at mean high tide. The length of any such trap shall be as measured along the load from shore at mean high tide to the outer face of the pot.*

SEC. 224.7 *Salmon fishing boats limited to one seine; size of seine.* No salmon fishing boat shall carry or operate more than one seine of any description and no additional net of any kind shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon-fishing boat is prohibited. No purse seine shall be less than 175 meshes nor more than 250 meshes in depth, nor less than 150 fathoms nor more than 200 fathoms in length measured on the cork line. For the purpose of determining depths of seines, measurements will be upon the basis of 3½ inches stretched measure between knots. The extension to any seine in the way of leads exceeding 25 fathoms in length is prohibited.*

SEC. 224.8 *Opening dates for commercial salmon fishing other than trolling.* Commercial fishing for salmon, except by trolling, is prohibited prior to 6 o'clock antemeridian July 5 in each calendar year: *Provided*, That this prohibition shall not apply to the use of gill nets in Taku Inlet after 6 o'clock antemeridian May 10.*

SEC. 224.9 *Open and closed seasons, commercial salmon fishing other than trolling.* Commercial fishing for salmon, other than trolling, is prohibited for the remainder of each calendar year after 6 o'clock postmeridian August 18: *Provided*, That this prohibition shall not apply to the use of drift gill nets in Taku Inlet from 6 o'clock antemeridian September 5 to 6 o'clock postmeridian September 30: *And provided further*, That this prohibition shall not apply to commercial fishing for salmon south of 58 degrees north latitude from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 15.*

SEC. 224.10 *Waters of Taku Inlet in which commercial salmon fishing is prohibited.* Commercial fishing for salmon in Taku Inlet eastward of a line beginning on the shore northward of Taku Point at 133 degrees 58 minutes 58 seconds west longitude, thence running due north to the opposite shore, thence following the shore line to the mouth of Taku River, is prohibited, except that in these closed waters south of a line extending from a point at 58 degrees 25 minutes 58 seconds north latitude, 133 degrees 58 minutes 35 seconds west longitude, to a point at 58 degrees 25 minutes 8 seconds north latitude, 133 degrees 55 minutes 50 seconds west longitude, such fishing is permitted by gill nets from 6 o'clock antemeridian September 5 to 6 o'clock postmeridian September 30.*

SEC. 224.11 *Traps prohibited, commercial salmon fishing from October 1 to October 15.* Commercial fishing for salmon by means of any trap is prohibited in the period from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 15.*

SEC. 224.12 *Beach seines prohibited.* The use of any beach seine is prohibited.*

SEC. 224.13 *Maximum length of salmon purse seine boats.* No boat used in operating any purse seine shall be longer than 50 feet, as shown by official register length.*

SEC. 224.14 *Trolling gear.* No trolling boat shall operate more than four trolling lines.*

SEC. 224.15 *Taking of small king salmon by commercial trollers prohibited.* In commercial trolling operations no king salmon shall be caught which when dressed will weigh less than 6 pounds. In the event any such undersized salmon are thus taken, they must be carefully removed from the hook without jerking or other action causing injury and returned to the water alive.*

SEC. 224.16 *Length of gill nets in Taku Inlet.* No gill net used in Taku Inlet shall exceed 150 fathoms in length hung measure.*

SEC. 224.17 *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited except as follows:

(a) Mainland: From the south side of Limestone Inlet at 58 degrees 1 minute 52 seconds north latitude southward to a point at 58 degrees 1 minute 10 seconds north latitude.

(b) Mainland, east side of Stephens Passage: From 57 degrees 35 minutes 42 seconds north latitude, 133 degrees 37 minutes 8 seconds west longitude, to 57 degrees 36 minutes 52 seconds north latitude, 133 degrees 39 minutes 17 seconds west longitude.

(c) Mainland, east side of Stephens Passage: Within 2,500 feet of a point at 57 degrees 28 minutes 8 seconds north latitude, 133 degrees 30 minutes 42 seconds west longitude.

(d) Mainland, east side of Stephens Passage: Along the coast (1) within 2,500 feet of a point at 57 degrees 21 minutes 18 seconds north latitude, 133 degrees 26 minutes 37 seconds west longitude, and (2) within 2,500 feet of a point at 57 degrees 23 minutes 4 seconds north latitude, 133 degrees 27 minutes 42 seconds west longitude.

(e) Mainland, Frederick Sound: From a point on the south side of Fanshaw Bay at 133 degrees 32 minutes 27 seconds west longitude to Cape Fanshaw, thence southeasterly to 133 degrees 29 minutes 57 seconds west longitude.

(f) Admiralty Island: Southeast coast (1) from Point Pybus to 57 degrees 18 minutes 57 seconds north latitude; and (2) from 57 degrees 20 minutes 7 seconds north latitude, 133 degrees 54 minutes 58 seconds west longitude, to False Point Pybus.

(g) Admiralty Island: Southeast coast (1) from 57 degrees 12 minutes 6 seconds north latitude to 57 degrees 11 minutes 21 seconds north latitude; (2) from 57 degrees 10 minutes 36 seconds north latitude to Deepwater Point; (3) within 2,500 feet of a point at 57 degrees 8 minutes 19 seconds north latitude, 134 degrees 17 minutes 16 seconds west longitude; and (4) within 2,500 feet of a point at 57 degrees 7 minutes 28 seconds north latitude, 134 degrees 19 minutes 30 seconds west longitude.

(h) Admiralty Island: Southeast coast from a point ½ statute mile southwest of Point Brightman to a point at 57 degrees 3 minutes 25 seconds north latitude, 134 degrees 27 minutes 18 seconds west longitude.

(i) Admiralty Island: Southeast coast within 2,500 feet of a point at 57 degrees 1 minute 41 seconds north latitude, 134 degrees 29 minutes 10 seconds west longitude.

(j) Kupreanof Island: Northwest coast (1) from a point ½ statute mile southeast of Point Macartney northward to the outer extremity of Point Macartney; (2) from 57 degrees 3 minutes 21 seconds north latitude, 134 degrees 1 minute 13 seconds west longitude, to 57 degrees 3 minutes 45 seconds north latitude, 134 degrees 0 minutes 58 seconds west longitude; and (3) within 2,500 feet of a point

at 57 degrees 4 minutes 54 seconds north latitude, 133 degrees 56 minutes 13 seconds west longitude (as shown on U. S. Coast and Geodetic Survey Chart No. 8200).

(k) Kuiu Island: Within ¼ statute mile of the western extremity of Cornwallis Point.

(l) Kuiu Island: Northwest coast (1) within 2,500 feet of a point at 56 degrees 33 minutes 39 seconds north latitude, 134 degrees 15 minutes 40 seconds west longitude; (2) within 2,500 feet of a point at 56 degrees 33 minutes 15 seconds north latitude, 134 degrees 17 minutes 53 seconds west longitude; (3) from a point 1 statute mile north of the north side of the entrance to Washington Bay to 56 degrees 45 minutes 56 seconds north latitude; (4) from 56 degrees 47 minutes 51 seconds north latitude to 56 degrees 48 minutes 11 seconds north latitude; and (5) from 56 degrees 50 minutes 26 seconds north latitude to the point at the east side of the entrance to Band Cove.*

SEC. 224.18 *Waters closed to commercial salmon fishing.* All commercial fishing for salmon is prohibited as follows:

(a) Port Houghton, indenting mainland: All waters in Sanborn Canal.

(b) Windham Bay, indenting mainland: All waters of the bay east of 133 degrees 21 minutes 57 seconds west longitude.

(c) Gambier Bay, east coast of Admiralty Island: All waters west of 134 degrees 2 minutes 58 seconds west longitude.

(d) Port Camden, east coast of Kuiu Island: All waters of Port Camden south of 56 degrees 40 minutes 7 seconds north latitude.

(e) Kadak Bay, east coast of Kuiu Island: All waters of Kadak Bay within a line from a point at 56 degrees 48 minutes 27 seconds north latitude, 133 degrees 56 minutes 15 seconds west longitude, to a point at 56 degrees 48 minutes 47 seconds north latitude, 133 degrees 57 minutes 27 seconds west longitude.

(f) Hamilton Bay, west coast of Kupreanof Island: All waters east of 133 degrees 46 minutes 57 seconds west longitude.

(g) Keku Strait, east coast of Kuiu Island: Waters of Keku Strait, including all waters of Big Johns Bay, enclosed by a line from a point at 56 degrees 35 minutes 7 seconds north latitude, 133 degrees 42 minutes 32 seconds west longitude, to a point at 56 degrees 35 minutes 7 seconds north latitude, 133 degrees 39 minutes 57 seconds west longitude, and a line from the northern extremity of Point Camden to a point at 56 degrees 48 minutes 47 seconds north latitude, 133 degrees 45 minutes 57 seconds west longitude. A portion of the closed waters of Big Johns Bay is north of 56 degrees 48 minutes 47 seconds north latitude. A part of the waters closed is in the Sumner Strait district.

(h) Tobenkof Bay, west coast of Kuiu Island: All waters of Elena Bay north and east of a line extending from a point at 56 degrees 29 minutes 56 seconds north latitude, 134 degrees 6 minutes 28 seconds west longitude, southerly to a point at 56 degrees 29 minutes 5 seconds north latitude, 134 degrees 5 minutes 28 seconds west longitude.

(i) Bay of Pillars, west coast of Kuiu Island: All waters in south arm of the bay east of 134 degrees 11 minutes 40 seconds west longitude.

(j) Security Bay, northwest coast of Kuiu Island: All waters within 1,000 yards of any salmon stream.

(k) Saginaw Bay, northwest coast of Kuiu Island: All waters of the bay within a line from a point on the southwest shore at 56 degrees 51 minutes 36 seconds north latitude to a point on the northeast shore at 56 degrees 53 minutes 6 seconds north latitude.

(l) Red Bluff Bay, east coast of Baranof Island: All waters in the bay west of 134 degrees 45 minutes 28 seconds west longitude.

(m) Gut Bay, east coast of Baranof Island: All waters of the bay west of 134 degrees 43 minutes 28 seconds west longitude.

(n) Little Port Walter, east coast of Baranof Island: All waters in Little Port Walter inside the light dolphin in the narrows.*

PART 225. SOUTHEASTERN ALASKA AREA, STIKINE DISTRICT, SALMON FISHERIES

Sec.

225.1 Definition, Southeastern Alaska area; subdivisions.
225.2 Definition, Stikine District.
225.3 Commercial salmon fishing limited to trolling and drift gill nets; size of gill nets.
225.4 Closed seasons, commercial salmon fishing except by trolling.
225.5 Trolling gear.
225.6 Taking of small king salmon by commercial trollers prohibited.

SEC. 225.1 *Definititon, Southeastern Alaska area; subdivisions.* The Southeastern Alaska area is hereby defined to include all territorial coastal and tributary waters of Alaska extending from Dixon Entrance on the south to and including Yakutat Bay on the north. This area is subdivided into the following districts, wherein regulations shall be effective as follows:*

SEC. 225.2 *Definition, Stikine District.* All territorial waters within a line extending from Horn Cliffs on the mainland to Frederick Point on Mitkof Island, thence to Point Howe, thence to South Craig Point on Zarembo Island, thence to Drag Island in Chichagof Pass, thence to Chichagof Peak on Wrangell Island, thence to Babbler Point on the mainland, thence to Mount Cote, thence following the international boundary to Castle Mountain, thence to the point of beginning at Horn Cliffs.*

SEC. 225.3 *Commercial salmon fishing limited to trolling and drift gill nets; size of gill nets.* Commercial fishing for salmon shall be conducted solely by trolling and by drift gill nets, which shall not be less than 125 fathoms in length nor more than 300 fathoms in length each.*

SEC. 225.4 *Closed seasons, commercial salmon fishing except by trolling.* Commercial fishing for salmon, except by trolling, is prohibited during the period from 6 o'clock antemeridian June 1 to 6 o'clock antemeridian June 26 in each calendar year and for the remainder of each year after 6 o'clock antemeridian September 23.*

SEC. 225.5 *Trolling gear.* No trolling boat shall operate more than four trolling lines.*

SEC. 225.6 *Taking of small king salmon by commercial trollers prohibited.* In commercial trolling operations no king salmon shall be caught which when dressed will weigh less than 6 pounds. In the event any such undersized salmon are thus taken, they must be carefully removed from the hook without jerking or other action causing injury and returned to the water alive.*

PART 226. SOUTHEASTERN ALASKA AREA, SUMNER STRAIT DISTRICT, SALMON FISHERY

Sec.

226.1 Definition, Southeastern Alaska area; subdivisions.
226.2 Definition, Sumner Strait District.
226.3 Size and total aggregate length of gill nets on salmon fishing boats.
226.4 Operation of stake and anchored gill nets.
226.5 Minimum distance between traps.
226.6 Size of floating salmon traps.
226.7 Salmon fishing boats limited to one seine; size of seine.
226.8 Closed seasons, commercial salmon fishing other than trolling in Ernest Sound, Zimovia Strait, and Bradfield Canal.
226.9 Closed seasons, commercial salmon fishing other than trolling; exceptions.
226.10 Traps prohibited, commercial salmon fishing from October 1 to October 15.
226.11 Beach seines prohibited except in Wrangell Narrows; size of beach seines.
226.12 Maximum length of salmon purse seine boats.
226.13 Trolling gear.
226.14 Taking of small king salmon by commercial trollers prohibited.
226.15 Anita Bay closed to commercial salmon fishing except by trolling.
226.16 Waters of Bradfield Canal in which commercial salmon fishing is prohibited.
226.17 Waters of Blake Channel and Eastern Passage in which commercial salmon fishing is prohibited.
226.18 Areas open to salmon traps.
226.19 Waters closed to commercial salmon fishing.

SEC. 226.1 *Definition, Southeastern Alaska area; subdivisions.* The Southeastern Alaska area is hereby defined to include all territorial coastal and tributary waters of Alaska extending from Dixon Entrance on the south to and including Yakutat Bay on the north. This area is subdivided into the following districts, wherein regulations shall be effective as follows:*

SEC. 226.2 *Definition, Sumner Strait district.* All territorial waters within a

line extending from a point near the Hazy Islands at 55 degrees 54 minutes north latitude, 134 degrees 34 minutes west longitude, to the southern end of Cape Decision, thence following the watershed on Kuiu Island to a point on the east side of Kuiu Island at 56 degrees 40 minutes north latitude, 133 degrees 44 minutes 15 seconds west longitude, thence east across Keku Strait, thence across Kupreanof Island, passing north of Duncan Canal, to a point on the east coast of Kupreanof Island at 56 degrees 54 minutes north latitude, thence across Frederick Sound to Horn Cliffs on the mainland, thence to Frederick Point on Mitkof Island, thence to Point Howe, thence to South Craig Point on Zarembo Island, thence to Drag Island in Chichagof Pass, thence to Chichagof Peak on Wrangell Island, thence to Babbler Point on the mainland, thence to Mount Cote, thence following the international boundary to Mount Lewis Cass, thence southerly and westerly along the watershed to a point at 55 degrees 45 minutes 30 seconds north latitude, 132 degrees west longitude, thence in a northwesterly direction through Union Point to the southern extremity of Ernest Point, thence northerly to a point on Etolin Island at 55 degrees 54 minutes 45 seconds north latitude, 132 degrees 21 minutes west longitude, thence in a northerly and westerly direction along the watershed of Etolin Island to a point northwest of the head of Mosman Inlet at 56 degrees 9 minutes 45 seconds north latitude, 132 degrees 37 minutes 15 seconds west longitude, thence southerly to a point at 56 degrees 6 minutes north latitude, 132 degrees 37 minutes 15 seconds west longitude, thence in a northwesterly direction along the watershed to the northern extremity of Point Harrington, thence in a westerly direction to the northern extremity of East Island, thence in a southwesterly direction to the southern extremity of West Island, thence in a westerly direction to a point on the east shore of Prince of Wales Island at 56 degrees 9 minutes 15 seconds north latitude, 133 degrees 2 minutes 45 seconds west longitude, thence southerly along the watershed of Prince of Wales Island to a point at 55 degrees 40 minutes north latitude, 132 degrees 50 minutes west longitude, thence west to a point at 55 degrees 40 minutes north latitude, 134 degrees 17 minutes 10 seconds west longitude, thence to the point of beginning at 55 degrees 54 minutes north latitude, 134 degrees 34 minutes west longitude.*

SEC. 226.3 *Size and total aggregate length of gill nets on salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 250 fathoms hung measure. No gill net shall be less than 50 fathoms in length, and mesh shall not be less than 5⅜ inches stretched measure between knots.*

SEC. 226.4 *Operation of stake and anchored gill nets.* Stake and anchored gill nets shall be operated in substantially a straight line.*

SEC. 226.5 *Minimum distance between traps.* The distance by most direct water measurement from any part of one trap to any part of another trap shall not be less than 1 statute mile.*

SEC. 226.6 *Size of floating salmon traps.* No floating trap shall exceed 900 feet in length when any part of such trap is in a greater depth of water than 100 feet at mean high tide. The length of any such trap shall be as measured along the lead from shore at mean high tide to the outer face of the pot.*

SEC. 226.7 *Salmon fishing boats limited to one seine; size of seine.* No salmon fishing boat shall carry or operate more than one seine of any description, and no additional net of any kind shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon-fishing boat is prohibited. No purse seine shall be less than 175 meshes nor more than 250 meshes in depth, nor less than 150 fathoms nor more than 200 fathoms in length, measured on the cork line. For the purpose of determining depths of seines, measurements will be upon the basis of 3½ inches stretched measure between knots. The extension to any seine in the way of leads exceeding 25 fathoms in length is prohibited.*

SEC. 226.8 *Closed seasons, commercial salmon fishing other than trolling in Ernest Sound, Zimovia Strait, and Bradfield Canal.* Commercial fishing for salmon, other than trolling, in Ernest Sound, Zimovia Strait, and Bradfield Canal is prohibited prior to 6 o'clock antemeridian July 10 in each calendar year, from 6 o'clock postmeridian August 18 to 6 o'clock antemeridian October 1 in each year, and for the remainder of each calendar year after 6 o'clock postmeridian October 15.*

SEC. 226.9 *Closed seasons, commercial salmon fishing other than trolling; exceptions.* Commercial fishing for salmon other than trolling is prohibited, except in Ernest Sound, Zimovia Strait, and Bradfield Canal, prior to 6 o'clock antemeridian July 20 in each calendar year, from 6 o'clock postmeridian August 22 to 6 o'clock antemeridian October 1 in each year, and for the remainder of each calendar year after 6 o'clock postmeridian October 15.*

SEC. 226.10 *Traps prohibited, commercial salmon fishing from October 1 to October 15.* Commercial fishing for salmon by means of any trap is prohibited in the period from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 15.*

SEC. 226.11 *Beach seines prohibited except in Wrangell Narrows; size of beach seines.* The use of any beach seine is prohibited, except in Wrangell Narrows, where beach seines not less than 65 fathoms nor more than 100 fathoms in length may be used.*

SEC. 226.12 *Maximum length of salmon purse seine boats.* No boat used in operating any purse seine shall be longer than 50 feet, as shown by official register length.*

SEC. 226.13 *Trolling gear.* No trolling boat shall operate more than four trolling lines.*

SEC. 226.14 *Taking of small king salmon by commercial trollers prohibited.* In commercial trolling operations no king salmon shall be caught which when dressed will weigh less than 6 pounds. In the event any such undersized salmon are thus taken, they must be carefully removed from the hook without jerking or other action causing injury and returned to the water alive.*

SEC. 226.15 *Anita Bay closed to commercial salmon fishing except by trolling.* Commercial fishing for salmon except by trolling, is prohibited in Anita Bay, opening into Zimovia Strait, Etolin Island.*

SEC. 226.16 *Waters of Bradfield Canal in which commercial salmon fishing is prohibited.* Commercial fishing for salmon is prohibited in all waters of Bradfield Canal east of 131 degrees 55 minutes 30 seconds west longitude: *Provided,* That this prohibition shall not apply to trolling prior to 6 o'clock antemeridian June 1 and after 6 o'clock postmeridian September 30 in each year.*

SEC. 226.17 *Waters of Blake Channel and Eastern Passage in which commercial salmon fishing is prohibited.* Commercial fishing for salmon is prohibited in all waters of Blake Channel and Eastern Passage between Bradfield Canal and a line from Babbler Point to a point on Wrangell Island at 56 degrees 27 minutes 50 seconds north latitude, 132 degrees 17 minutes 15 seconds west longitude: *Provided,* That this prohibition shall not apply to trolling prior to 6 o'clock antemeridian June 1 and after 6 o'clock postmeridian September 30 in each year.*

SEC. 226.18. *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited, except as follows:

(a) Heceta Island: Western and southern coast from a point at 55 degrees 43 minutes 13 seconds north latitude, 133 degrees 37 minutes 20 seconds west longitude, to a point at 55 degrees 41 minutes 36 seconds north latitude, 133 degrees 31 minutes 37 seconds west longitude.

(b) Tuxekan Island: Western coast from a point at 55 degrees 52 minutes 56 seconds north latitude southerly to a point at 55 degrees 52 minutes 21 seconds north latitude.

(c) Tuxekan Island: Western coast within 1,000 feet of the western extremity of Turn Point.

(d) Kosciusko Island: West coast within 1,500 feet of a point at 55 degrees 55 minutes 56 seconds north latitude, 133 degrees 48 minutes 22 seconds west longitude.

(e) Warren Island, near Kosciusko Island: East coast of Warren Island within 2,500 feet of a point at 55 degrees 51 minutes 37 seconds north latitude.

(f) Kuiu Island: Southeast coast from a point at 56 degrees 0 minutes 25 seconds north latitude, 134 degrees 7 minutes 45 seconds west longitude, to a point at 56 degrees 2 minutes 15 seconds north latitude, 134 degrees 6 minutes 48 seconds west longitude.

(g) Kuiu Island: East coast (1) within 2,500 feet from a point at 56 degrees 13 minutes 25 seconds north latitude, 133 degrees 52 minutes 32 seconds west longitude, and (2) within 2,500 feet from a point at 56 degrees 14 minutes 30 seconds north latitude, 133 degrees 53 minutes west longitude.

(h) Kuiu Island: East coast of peninsula between Port Beauclerc and Reid Bay from 56 degrees 18 minutes 36 seconds north latitude northward to 56 degrees 19 minutes 6 seconds north latitude.

(i) Kupreanof Island: Southwest coast within 5,000 feet southerly from a point at 56 degrees 26 minutes 52 seconds north latitude, 133 degrees 39 minutes 25 seconds west longitude.

(j) Prince of Wales Island: Northwest coast (1) within 2,500 feet of a point at 56 degrees 19 minutes 3 seconds north latitude, 133 degrees 39 minutes 42 seconds west longitude, and (2) within 1,500 feet of a point on an unnamed island at the entrance to Port Protection, at 56 degrees 20 minutes 41 seconds north latitude, 133 degrees 38 minutes 4 seconds west longitude.

(k) Prince of Wales Island: North coast between 133 degrees 29 minutes 1 second west longitude and 133 degrees 33 minutes 27 seconds west longitude.

(l) Prince of Wales Island: North coast between 133 degrees 23 minutes 27 seconds west longitude and 133 degrees 24 minutes 22 seconds west longitude.

(m) Prince of Wales Island: North coast within 3,000 feet westerly of Point Colpoys.

(n) Kupreanof Island: Southern coast within 2,500 feet from a point at 56 degrees 26 minutes 14 seconds north latitude, 133 degrees 29 minutes 32 seconds west longitude.

(o) Zarembo Island: Southwest coast within 2,500 feet of a point at 56 degrees 15 minutes 6 seconds north latitude, 132 degrees 53 minutes 27 seconds west longitude.

(p) Etolin Island: West coast (1) from 56 degrees 16 minutes 50 seconds north latitude southerly to a point at 56 degrees 16 minutes 29 seconds north latitude, and (2) between Steamer Point light and Steamer Point.

(q) Cleveland Peninsula: West coast within 2,500 feet of a point at 55 degrees 54 minutes 52 seconds north latitude, 132 degrees 3 minutes 29 seconds west longitude.*

SEC. 226.19 *Waters closed to commercial salmon fishing.* All commercial fishing for salmon is prohibited, as follows:

(a) Salmon Bay and tributary waters, northeast coast of Prince of Wales Island: All waters within the bay and its tributary waters and within ½ statute mile outside the mouth of Salmon Bay.

(b) Red Bay, north shore of Prince of Wales Island: All waters south of a true east and west line passing through the north shore of Dead Island.

(c) Olive Cove, indenting the northeastern shore of Etolin Island.

(d) Thoms Place, indenting the southwestern shore of Wrangell Island, Zimovia Strait.

(e) Fools Inlet, southeast coast of Wrangell Island: All waters within 1 statute mile of the mouth of the salmon stream flowing into the head of the inlet.

(f) Duncan Canal, Kupreanof Island: All waters within 1 statute mile of any salmon stream tributary to Duncan Canal.

(g) Kah Sheets Bay, southeast coast of Kupreanof Island: All waters within 1,000 yards of the mouth of the salmon stream flowing into the head of the bay.

(h) Totem Bay, south coast of Kupreanof Island: All waters within 1,000 yards of the mouth of any salmon stream flowing into the head of the bay.

(i) Barrie Creek, north of Point Barrie, southwest shore of Kupreanof Island: All waters within 1 statute mile of the mouth of the creek.

(j) Keku Strait, east coast of Kuiu Island: Waters of Keku Strait, including all waters of Big Johns Bay, enclosed by a line from a point at 56 degrees 35 minutes 7 seconds north latitude, 133 degrees 42 minutes 32 seconds west longitude, to a point at 56 degrees 35 minutes 7 seconds north latitude, 133 degrees 39 minutes 57 seconds west longitude, and a line from the northern extremity of Point Camden to a point at 56 degrees 48 minutes 47 seconds north latitude, 133 degrees 45 minutes 57 seconds west longitude. A portion of the closed waters of Big Johns Bay is north of 56 degrees 48 minutes 47 seconds north latitude. A part of the waters closed is in the eastern district.

(k) Three Mile Arm, east coast of Kuiu Island: All waters within 1,000 yards of the mouth of any salmon stream.

(l) Seclusion Harbor, east coast of Kuiu Island: All waters within the outermost points of the harbor.

(m) Port Beauclerc, southeastern coast of Kuiu Island: All waters within 1,000 yards of the mouth of any salmon stream tributary to Port Beauclerc.

(n) Affleck Canal, southeastern coast of Kuiu Island: Bear Harbor north of 56 degrees 15 minutes 6 seconds north latitude, and East Arm north of 56 degrees 17 minutes 36 seconds north latitude.

(o) Calder Bay, west coast of Prince of Wales Island: All waters north of 56 degrees 11 minutes 12 seconds north latitude.

(p) El Capitan Passage, between Kosciusko Island and Prince of Wales Island: El Capitan Passage and contiguous waters between 56 degrees 7 minutes 36 seconds north latitude and a line extending due north from the point of land on Kosciusko Island at 56 degrees 8 minutes 53 seconds north latitude, 133 degrees 27 minutes 37 seconds west longitude, including all waters of Devilfish Bay.

(q) Shipley Bay, west coast of Kosciusko Island: All waters east of 133 degrees 33 minutes 5 seconds west longitude.

(r) Sarkar Cove, west coast of Prince of Wales Island, tributary to El Capitan Passage: All waters inside of a line across the entrance.

(s) Tuxekan Passage and contiguous waters east of 133 degrees 17 minutes west longitude.*

PART 227. SOUTHEASTERN ALASKA AREA, CLARENCE STRAIT DISTRICT, SALMON FISHERIES

Sec.

227.1 Definition, Southeastern Alaska area; subdivisions.
227.2 Definition, Clarence Strait District.
227.3 Total aggregate length of gill nets, salmon fishing boats.
227.4 Operation of stake and anchored gill nets.
227.5 Minimum distance between traps.
227.6 Size of floating salmon traps.
227.7 Salmon fishing boats limited to one seine; size of seine.
227.8 Closed seasons, commercial salmon fishing in northern section of Clarence Strait.
227.9 Closed seasons, commercial salmon fishing in central section of Clarence Strait.
227.10 Closed seasons, commercial salmon fishing in southeast section of Clarence Strait.
227.11 Closed seasons, commercial salmon fishing in southwest section of Clarence Strait.
227.12 Traps prohibited, commercial salmon fishing from October 1 to October 15.
227.13 Beach seines prohibited.
227.14 Maximum length of salmon purse seine boats.
227.15 Trolling gear.
227.16 Taking of small king salmon by commercial trollers prohibited.
227.17 Areas open to salmon traps.
227.18 Waters closed to commercial salmon fishing.

SEC. 227.1 *Definition, Southeastern Alaska area; subdivisions.* The Southeastern Alaska area is hereby defined to include all territorial coastal and tributary waters of Alaska extending from Dixon Entrance on the south to and including Yakutat Bay on the north. This area is subdivided into the following districts, wherein regulations shall be effective as follows: *

SEC. 227.2 *Definition, Clarence Strait district.*[1] All territorial waters within a line extending from the southern extremity of Cape Chacon, thence east along the international boundary to a

[1] All of the fisheries regulations herein prescribed for the Clarence Strait district of the Southeastern Alaska area are also applicable in the waters of the Annette Island Fishery Reserve. This Reserve was created by Presidential proclamation on August 28, 1916, for the use of the Metlakatla Indians who reside in this vicinity. Part of the waters of this Reserve are in the Southern district.

point at 131 degrees 40 minutes west longitude, thence north to a point west of Point Davison at 55 degrees north latitude, 131 degrees 40 minutes west longitude, thence to the southern extremity of Point Davison, thence northerly along the watershed of Annette Island to the northern extremity of Walden Point, thence to the southern extremity of Gravina Point, thence northwesterly to the northern extremity of Vallenar Point, thence to the southern extremity of Caamano Point, thence northeasterly along the watershed of Cleveland Peninsula to a point at 55 degrees 45 minutes 30 seconds north latitude, 132 degrees west longitude, thence in a northwesterly direction through Union Point to the southern extremity of Ernest Point, thence northerly to a point on Etolin Island at 55 degrees 54 minutes 45 seconds north latitude, 132 degrees 21 minutes west longitude, thence in a northerly and westerly direction along the watershed of Etolin Island to a point northwest of the head of Mosman Inlet at 56 degrees 9 minutes 45 seconds north latitude, 132 degrees 37 minutes 15 seconds west longitude, thence southerly to a point at 56 degrees 6 minutes north latitude, 132 degrees 37 minutes 15 seconds west longitude, thence in a northwesterly direction along the watershed to the northern extremity of Point Harrington, thence in a westerly direction to the northern extremity of East Island, thence in a southwesterly direction to the southern extremity of West Island, thence in a westerly direction to a point on the east shore of Prince of Wales Island, at 56 degrees 9 minutes 15 seconds north latitude, 133 degrees 2 minutes 45 seconds west longitude, thence southeasterly along the watershed of Prince of Wales Island to the point of beginning at Cape Chacon.*

SEC. 227.3 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 250 fathoms hung measure.*

SEC. 227.4 *Operation of stake and anchored gill nets.* Stake and anchored gill nets shall be operated in substantially a straight line.*

SEC. 227.5 *Minimum distance between traps.* The distance by most direct water measurement from any part of one trap to any part of another trap shall not be less than 1 statute mile.*

SEC. 227.6 *Size of floating salmon traps.* No floating trap shall exceed 900 feet in length when any part of such trap is in a greater depth of water than 100 feet at mean high tide. The length of any such trap shall be as measured along the lead from shore at mean high tide to the outer face of the pot.*

SEC. 227.7 *Salmon fishing boats limited to one seine; size of seine.* No salmon fishing boat shall carry or operate more than one seine of any description and no additional net of any kind shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon fishing boat is prohibited. No purse seine shall be less than 175 meshes nor more than 250 meshes in depth nor less than 150 fathoms nor more than 200 fathoms in length, measured on the cork line. For the purpose of determining depths of seines, measurements will be upon the basis of 3½ inches stretched measure between knots. The extension to any seine in the way of leads exceeding 25 fathoms in length is prohibited.*

SEC. 227.8 *Closed seasons, commercial salmon fishing in northern section of Clarence Strait.* Commercial fishing for salmon other than trolling, north of a line extending from Narrow Point to Ernest Point is prohibited prior to 6 o'clock antemeridian July 25, from 6 o'clock postmeridian August 27 to 6 o'clock antemeridian October 1, and for the remainder of each calendar year after 6 o'clock postmeridian October 15.*

SEC. 227.9 *Closed seasons, commercial salmon fishing in central section of Clarence Strait.* Commercial fishing for salmon, other than trolling, between a line extending from Narrow Point to Ernest Point and a line extending from Approach Point to Caamano Point is prohibited prior to 6 o'clock antemeridian July 25, from 6 o'clock postmeridian August 24 to 6 o'clock antemeridian October 1, and for the remainder of each calendar year after 6 o'clock postmeridian October 15.*

SEC. 227.10 *Closed seasons, commercial salmon fishing in southeast section of Clarence Strait.* Commercial fishing for salmon, other than trolling, south of a line extending from Approach Point to Caamano Point and east of a line extending down the middle of Clarence Strait is prohibited prior to 6 o'clock antemeridian July 20, from 6 o'clock postmeridian August 22 to 6 o'clock antemeridian October 1, and for the remainder of each calendar year after 6 o'clock postmeridian October 15.*

SEC. 227.11 *Closed seasons, commercial salmon fishing in southwest section of Clarence Strait.* Commercial fishing for salmon, other than trolling, south of a line extending from Approach Point to Caamano Point and west of a line extending down the middle of Clarence Strait is prohibited prior to 6 o'clock antemeridian July 20, from 6 o'clock postmeridian August 23 to 6 o'clock antemeridian October 5, and for the remainder of each calendar year after 6 o'clock postmeridian October 20.*

SEC. 227.12 *Traps prohibited, commercial salmon fishing from October 1 to October 15.* Commercial fishing for salmon by means of any trap is prohibited in the period from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 15.*

SEC. 227.13 *Beach seines prohibited.* The use of any beach seine is prohibited.*

SEC. 227.14 *Maximum length of salmon purse seine boats.* No boat used in operating any purse seine shall be longer than 50 feet, as shown by official register length.*

SEC. 227.15 *Trolling gear.* No trolling boat shall operate more than four trolling lines.*

SEC. 227.16 *Taking of small king salmon by commercial trollers prohibited.* In commercial trolling operations no king salmon shall be caught which when dressed will weigh less than 6 pounds. In the event any such undersized salmon are thus taken, they must be carefully removed from the hook without jerking or other action causing injury and returned to the water alive.*

SEC. 227.17 *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited, except as follows:

(a) Etolin Island: West coast from 56 degrees 9 minutes 20 seconds north latitude southward to 56 degrees 7 minutes 55 seconds north latitude.

(b) Etolin Island: West coast from 56 degrees 4 minutes 35 seconds north latitude southeasterly to 56 degrees 3 minutes 35 seconds north latitude.

(c) West coasts of Observation Island, Marsh Island, and the northwesternmost island of the Screen Islands group.

(d) East Island: East coast within 2,500 feet of a point at 56 degrees 10 minutes 6 seconds north latitude, 132 degrees 54 minutes 13 seconds west longitude.

(e) Prince of Wales Island: East coast from a point 1 statute mile south of the mouth of Eagle Creek to 55 degrees 55 minutes 20 seconds north latitude.

(f) Prince of Wales Island: East coast from a point at 55 degrees 51 minutes 30 seconds north latitude southeasterly to a point at 55 degrees 50 minutes 50 seconds north latitude.

(g) Prince of Wales Island: East coast from a point at 55 degrees 47 minutes 35 seconds north latitude southeasterly to a point at 55 degrees 46 minutes 45 seconds north latitude.

(h) Onslow Island: West coast from a point south of Gull Point at 55 degrees 52 minutes 57 seconds north latitude to Ernest Point.

(i) Cleveland Peninsula: South side of Ernest Sound within 1,500 feet of a point on the northwestern extremity of Union Point at 55 degrees 48 minutes 10 seconds north latitude, 132 degrees 11 minutes west longitude.

(j) Cleveland Peninsula: East side of Clarence Strait within 2,000 feet southerly of a point at 55 degrees 45 minutes 48 seconds north latitude, 132 degrees 17 minutes 5 seconds west longitude.

(k) Cleveland Peninsula: West coast (1) from a point at 55 degrees 44 minutes 12 seconds north latitude, 132 degrees 15 minutes 31 seconds west longitude, southerly to 55 degrees 43 minutes 5 seconds north latitude, (2) from 55 degrees 40 minutes 5 seconds north latitude to 55 degrees 39 minutes 35 seconds north latitude, (3) from 55 degrees 36 minutes 15 seconds north latitude to 55 degrees 34 minutes 50 seconds north lati-

tude, (4) from 55 degrees 33 minutes 35 seconds north latitude to 55 degrees 32 minutes 35 seconds north latitude, 132 degrees 3 minutes 55 seconds west longitude, (5) from 55 degrees 31 minutes 27 seconds north latitude, 132 degrees 1 minute 55 seconds west longitude, to 131 degrees 59 minutes 55 seconds west longitude, and (6) within 2,500 feet of a point at 55 degrees 30 minutes 11 seconds north latitude, 131 degrees 59 minutes 19 seconds west longitude.

(l) Westerly side of the Vallenar Rock Island located about 800 yards from the northern extremity of Vallenar Point.

(m) Gravina Island: West coast (1) from South Vallenar Point to 55 degrees 20 minutes 48 seconds north latitude, (2) from 55 degrees 18 minutes 50 seconds north latitude to 55 degrees 8 minutes 15 seconds north latitude, including the rocky islets adjacent to this coast, and (3) the Bronaugh Islands south of 55 degrees 7 minutes 10 seconds north latitude and west of 131 degrees 43 minutes 30 seconds west longitude.

(n) Gravina Island: East coast (1) within 2,500 feet of a point at 55 degrees 10 minutes 30 seconds north latitude, and (2) within 2,500 feet of a point at 55 degrees 12 minutes north latitude near the south side of the entrance to Bostwick Inlet.

(o) Gravina Island: East coast from 55 degrees 15 minutes north latitude northward to Blank Point at 55 degrees 15 minutes 11 seconds north latitude, 131 degrees 40 minutes 13 seconds west longitude.

(p) Annette Island: West coast from Walden Point to Davison Point, including the west shore of Warburton Island, exclusive of the coast between 55 degrees 10 minutes 5 seconds north latitude and 55 degrees 11 minutes 5 seconds north latitude.

(q) Grindall Island, off Grindall Point, Prince of Wales Island: Within 3,500 feet northwesterly of the eastern extremity of Approach Point.

(r) Prince of Wales Island: East coast (1) from a point on Grindall Point at 55 degrees 28 minutes 10 seconds north latitude northwesterly to a point at 55 degrees 28 minutes 35 seconds north latitude, (2) from 55 degrees 30 minutes 5 seconds north latitude to 55 degrees 31 minutes 5 seconds north latitude, and (3) from 55 degrees 38 minutes 20 seconds north latitude to a point southeasterly of Tolstoi Point at 55 degrees 39 minutes 5 seconds north latitude.

(s) Prince of Wales Island: East coast within 2,500 feet southerly of a point at 55 degrees 23 minutes 40 seconds north latitude, 132 degrees 13 minutes 55 seconds west longitude.

(t) Prince of Wales Island: East coast (1) from 55 degrees 20 minutes 15 seconds north latitude to 55 degrees 20 minutes 56 seconds north latitude, 132 degrees 9 minutes 38 seconds west longitude, (2) within 2,500 feet of a point at 55 degrees 22 minutes 15 seconds north latitude, 132 degrees 9 minutes 55 seconds west longitude, and (3) within 2,500 feet of a point at 55 degrees 22 minutes 22 seconds north latitude, 132 degrees 11 minutes 15 seconds west longitude.

(u) Prince of Wales Island: East coast (1) Wedge Island, (2) from 55 degrees 11 minutes 25 seconds north latitude to 55 degrees 12 minutes 5 seconds north latitude, and (3) within 4,000 feet northerly from a point on a small island between Halibut Creek and Chasina Point, at approximately 55 degrees 15 minutes 5 seconds north latitude.

(v) Prince of Wales Island: East coast within 2,500 feet of a point at 55 degrees 6 minutes 51 seconds north latitude, 131 degrees 59 minutes 40 seconds west longitude.

(w) Prince of Wales Island: East coast (1) within 1,000 feet of an unnamed islet at 55 degrees 2 minutes north latitude, and (2) eastern shore of Polk Island.

(x) Prince of Wales Island: East coast, including adjacent rocks, from 54 degrees 56 minutes north latitude to 54 degrees 57 minutes 45 seconds north latitude.

(y) Prince of Wales Island: From the outer point of land on the north side of Kendrick Bay at approximately 131 degrees 58 minutes 25 seconds west longitude northward for a distance of 2,500 feet.

(z) Prince of Wales Island: East coast from a point at 54 degrees 49 minutes 50 seconds north latitude, 131 degrees 57 minutes 35 seconds west longitude, north of the entrance to Gardner Bay, northwesterly to a point on the south side of Kendrick Bay at 131 degrees 58 minutes 55 seconds west longitude.

(aa) Prince of Wales Island: East coast from McLean Point to a point 3,500 feet southward.

(bb) Prince of Wales Island: East coast from 54 degrees 42 minutes 12 seconds north latitude to 54 degrees 44 minutes 30 seconds north latitude.*

SEC. 227.18 *Waters closed to commercial salmon fishing.* All commercial fishing for salmon is prohibited, as follows:

(a) Moira Sound, east coast of Prince of Wales Island: South Arm south of 54 degrees 57 minutes 34 seconds north latitude, all waters in Frederick Cove, Kegan Cove, and within 1,000 yards of the mouth of any salmon stream in Johnson Cove.

(b) Dolomi Bay, tributary to Port Johnson, east coast of Prince of Wales Island: All waters within the outermost points of the bay.

(c) Cholmondeley Sound, east coast of Prince of Wales Island: All waters in Dora Bay and Sunny Cove.

(d) Skowl Arm, Prince of Wales Island: McKenzie Inlet south of 55 degrees 21 minutes 35 seconds north latitude, and Polk Inlet south of 55 degrees 25 minutes 15 seconds north latitude.

(e) Twelvemile Arm, Kasaan Bay: All waters tributary to the west side of Twelvemile Arm within a line from a point at 55 degrees 27 minutes 15 seconds north latitude, 132 degrees 39 minutes 55 seconds west longitude, to a point at 55 degrees 28 minutes 46 seconds north latitude, 132 degrees 38 minutes 25 seconds west longitude.

(f) Kasaan Bay, east coast of Prince of Wales Island: Within 1 statute mile of the mouth of any salmon stream in Karta Bay.

(g) Thorne and Tolstoi Bays, east coast of Prince of Wales Island: Within 1 statute mile of the mouth of any salmon stream, and all waters of Thorne Bay west of 132 degrees 28 minutes 35 seconds west longitude.

(h) Ratz Harbor, indenting the eastern shore of Prince of Wales Island: All waters within the harbor.

(i) Eagle Creek, about 1 mile south of Luck Point, northeast coast of Prince of Wales Island: All waters within 1 statute mile of the mouth of the creek.

(j) Barnes Lake, at head of Lake Bay, northeast coast of Prince of Wales Island: All waters in Barnes Lake and within 500 yards outside its entrance.

(k) Whale Passage, northeast coast of Prince of Wales Island: All waters within 1,000 yards of the mouth of any salmon stream.

(l) McHenry Inlet, southwest coast of Etolin Island: All waters within 1,000 yards of the salmon streams emptying into the head of McHenry Inlet.

(m) Rocky Bay, west coast of Etolin Island: All waters within 1 statute mile of the head of the bay.*

PART 228. SOUTHEASTERN ALASKA AREA, SOUTH PRINCE OF WALES ISLAND DISTRICT, SALMON FISHERIES

Sec.

228.1 Definition, Southeastern Alaska area; subdivisions.
228.2 Definition, South Prince of Wales Island District.
228.3 Size and total aggregate length of gill nets on salmon fishing boats.
228.4 Operation of stake and anchored gill nets.
228.5 Minimum distance between traps.
228.6 Size of floating salmon traps.
228.7 Salmon fishing boats limited to one seine; size of seine.
228.8 Closed seasons, commercial salmon fishing other than trolling.
228.9 Traps prohibited, commercial salmon fishing from October 1 to October 15.
228.10 Beach seines prohibited.
228.11 Maximum length of salmon purse seine boats.
228.12 Trolling gear.
228.13 Taking of small king salmon by commercial trollers prohibited.
228.14 Areas open to salmon traps.
228.15 Waters closed to commercial salmon fishing.

SEC. 228.1 *Definition, Southeastern Alaska area; subdivisions.* The Southeastern Alaska area is hereby defined to include all territorial coastal and tributary waters of Alaska extending from Dixon Entrance on the south to and including Yakutat Bay on the north. This area is subdivided into the following dis-

tricts, wherein regulations shall be effective as follows:*

SEC. 228.2 *Definition, South Prince of Wales Island district.* All territorial waters within a line extending from a point west of the Maurelle Islands at 55 degrees 40 minutes north latitude, 134 degrees 17 minutes 10 seconds west longitude, thence to a point west of Cape Addington at 55 degrees 25 minutes 30 seconds north latitude, 134 degrees west longitude, thence to a point southwest of Forrester Island at 54 degrees 40 minutes north latitude, 133 degrees 35 minutes west longitude, thence to the southern extremity of Cape Muzon, thence to the southern extremity of Cape Chacon, thence in a northwesterly direction along the watershed of Prince of Wales Island to a point at 55 degrees 40 minutes north latitude, 132 degrees 50 minutes west longitude, thence to the point of beginning at 55 degrees 40 minutes north latitude, 134 degrees 17 minutes 10 seconds west longitude.*

SEC. 228.3 *Size and total aggregate length of gill nets on salmon fishing boats.* The total aggregate length of gill nets on any salmon-fishing boat, or in use by such boat, shall not exceed 250 fathoms hung measure. No gill net shall be less than 50 fathoms in length, and mesh shall be not less than 5⅜ inches stretched measure between knots.*

SEC. 228.4 *Operation of stake and anchored gill nets.* Stake and achored gill nets shall be operated in substantially a straight line.*

SEC. 228.5 *Minimum distance between traps.* The distance by most direct water measurement from any part of one trap to any part of another trap shall not be less than 1 statute mile.*

SEC. 228.6 *Size of floating salmon traps.* No floating trap shall exceed 900 feet in length when any part of such trap is in a greater depth of water than 100 feet at mean high tide. The length of any such trap shall be as measured along the lead from shore at mean high tide to the outer face of the pot.*

SEC. 228.7 *Salmon fishing boats limited to one seine; size of seine.* No salmon fishing boat shall carry or operate more than one seine of any description and no additional net of any kind except leads shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon fishing boat is prohibited. No purse seine shall be less than 175 meshes nor more than 250 meshes in depth nor less than 150 fathoms nor more than 200 fathoms in length, measured on the cork line. For the purpose of determining depths of seines, measurements will be upon the basis of 3½ inches stretched measure between knots. The extension to any seine in the way of leads exceeding 75 fathoms in length and having mesh less than 7 inches stretched measure between knots is prohibited.*

SEC. 228.8 *Closed seasons, commercial salmon fishing other than trolling.* Commercial fishing for salmon, other than trolling, is prohibited prior to 6 o'clock antemeridian July 25 in each calendar year, from 6 o'clock postmeridian August 29 to 6 o'clock antemeridian October 1 in each year, and for the remainder of each calendar year after 6 o'clock postmeridian October 15.*

SEC. 228.9 *Traps prohibited, commercial salmon fishing from October 1 to October 15.* Commercial fishing for salmon by means of any trap is prohibited in the period from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 15.*

SEC. 228.10 *Beach seines prohibited.* The use of any beach seine is prohibited.*

SEC. 228.11 *Maximum length of salmon purse seine boats.* No boat used in operating any purse seine shall be longer than 50 feet, as shown by official register length.*

SEC. 228.12 *Trolling gear.* No trolling boat shall operate more than four trolling lines.*

SEC. 228.13 *Taking of small king salmon by commercial trollers prohibited.* In commercial trolling operations no king salmon shall be caught which when dressed will weigh less than 6 pounds. In the event any such undersized salmon are thus taken, they must be carefully removed from the hook without jerking or other action causing injury and returned to the water alive.*

SEC. 228.14 *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited, except as follows:

(a) Noyes Island: North coast between 133 degrees 39 minutes 57 seconds west longitude and 133 degrees 42 minutes 13 seconds west longitude.

(b) Noyes Island: North coast within 2,500 feet of the northern extremity of Cape Ulitka at 55 degrees 33 minutes 42 seconds north latitude, 133 degrees 43 minutes 40 seconds west longitude.

(c) Noyes Island: Southwest coast within 2,500 feet along the northwestern shore of an unnamed peninsula from a point at 55 degrees 27 minutes 32 seconds north latitude, 133 degrees 48 minutes 8 seconds west longitude.

(d) San Fernando Island: Northern coast from Point Garcia to a point on the coast at 55 degrees 34 minutes 7 seconds north latitude, 133 degrees 23 minutes 57 seconds west longitude.

(e) San Fernando Island: Southeastern coast from a point on the coast 1½ statute miles southwest of Fern Point southerly to a point 2 statute miles northeasterly of Point Amargura.

(f) St. Philip Island: Within 2,500 feet of the western extremity of the island.

(g) Blanquizal Island: Coast west of 133 degrees 23 minutes 57 seconds west longitude.

(h) Prince of Wales Island: Coast along San Christoval Channel from a point at 55 degrees 37 minutes 6 seconds north latitude southward to 133 degrees 17 minutes 20 seconds west longitude.

(i) St. Ignace Island: Within ⅜ statute mile of the southern extremity of the island.

(j) Baker Island: East coast from Point Maria to Point Capones.

(k) Suemez Island: Northern coast from 55 degrees 20 minutes north latitude, 133 degrees 23 minutes 38 seconds west longitude, to 133 degrees 20 minutes 36 seconds west longitude.

(l) Prince of Wales Island: Coast from a point north of Point Providence at 133 degrees 15 minutes 10 seconds west longitude to a point on the coast between Tranquil Point and Point Batan at 133 degrees 12 minutes 56 seconds west longitude.

(m) Dall Island: West coast within 5,000 feet southerly of a point at 54 degrees 44 minutes 26 seconds north latitude, 132 degrees 53 minutes 9 seconds west longitude.

(n) Dall Island: Coast from a point on the south side of the entrance to McLeod Bay at 54 degrees 41 minutes 7 seconds north latitude, southeasterly to Kaigani village, including coast line of nearby island within 300 feet of a point at 54 degrees 40 minutes 34 seconds north latitude, 132 degrees 39 minutes 46 seconds west longitude.

(o) Long Island, east of Dall Island: West coast within 2,500 feet measured along the coast from 54 degrees 46 minutes 19 seconds north latitude.

(p) Sukkwan Island: Southwestern coast (1) from 55 degrees 2 minutes 35 seconds north latitude to 55 degrees 1 minute 20 seconds north latitude, and (2) within 2,500 feet of a point at 55 degrees north latitude, 132 degrees 46 minutes west longitude.

(q) Prince of Wales Island: West coast within 2,500 feet of a point at 55 degrees 2 minutes 20 seconds north latitude, 132 degrees 35 minutes 18 seconds west longitude.

(r) Prince of Wales Island: From Point Webster southeasterly to 54 degrees 55 minutes 52 seconds north latitude, 132 degrees 32 minutes 30 seconds west longitude.

(s) Ship Islands, Cordova Bay: Within 300 yards west of the southern extremity of the eastern large island of the Ship Islands group at 54 degrees 53 minutes 42 seconds north latitude, 132 degrees 30 minutes 21 seconds west longitude.

(t) Coast line of a small island near the entrance to Ruth Bay within 2,500 feet of a point at 54 degrees 53 minutes 40 seconds north latitude, 132 degrees 26 minutes 27 seconds west longitude.

(u) Coast line within 450 feet of the eastern extremity of the island situated at 54 degrees 42 minutes 55 seconds north latitude, 132 degrees 16 minutes 10 seconds west longitude.

(v) Prince of Wales Island: South coast within 3,000 feet northeasterly from the extremity of land at 54 de-

grees 43 minutes 9 seconds north latitude, 132 degrees 13 minutes 30 seconds west longitude.

(w) Prince of Wales Island: South coast from a point at 54 degrees 42 minutes 34 seconds north latitude, 132 degrees 9 minutes 55 seconds west longitude, easterly to a point at 54 degrees 41 minutes 30 seconds north latitude, 132 degrees 7 minutes 46 seconds west longitude.

(x) Bean Island: Within 2,500 feet of a point at 54 degrees 41 minutes 15 seconds north latitude, 132 degrees 6 minutes 5 seconds west longitude.

(y) Prince of Wales Island: From a point near Nichols Bay at 132 degrees 4 minutes 55 seconds west longitude eastward and southward for a distance of 5,000 feet.*

SEC. 228.15 *Waters closed to commercial salmon fishing.* All commercial fishing for salmon is prohibited, as follows:

(a) Klawak Inlet, west coast of Prince of Wales Island: All waters in the head of the inlet east of 133 degrees 5 minutes west longitude.

(b) Klawak Harbor, west coast of Prince of Wales Island: All waters south of 55 degrees 33 minutes 27 seconds north latitude.

(c) Trocadero Bay, west coast of Prince of Wales Island: All waters in the bay east of a true north and south line passing through the eastern extremity of the peninsula just south of Copper Mine.

(d) Manhattan Arm, west coast of Dall Island: All waters east of 133 degrees 10 minutes west longitude.

(e) Sawmill Cove, east coast of Dall Island: All waters of the cove within a line indicated by markers erected for the purpose.

(f) Kasook Inlet, southern coast of Sukkwan Island: All waters within 1 statute mile of head of inlet.

(g) Hetta Inlet, west coast of Prince of Wales Island: All waters within a true north and south line passing through the western extremity of Gould Island.

(h) Deer Bay, Hetta Inlet: All waters within the bay.

(i) Hetta Harbor, Hetta Inlet: All waters within the harbor.

(j) Eek Inlet, Hetta Inlet: All waters within the inlet.

(k) Hunter Bay, southwest coast of Prince of Wales Island: All waters within 1 statute mile outside the mouths of all salmon streams.*

PART 229. SOUTHEASTERN ALASKA AREA, SOUTHERN DISTRICT, SALMON FISHERIES

Sec.

229.1 Definition, Southeastern Alaska area; subdivisions.
229.2 Definition, Southern District.
229.3 Total aggregate length of gill nets, salmon fishing boats.
229.4 Operation of stake and anchored gill nets.
229.5 Minimum distance between traps.
229.6 Size of floating salmon traps.
229.7 Salmon fishing boats limited to one seine; size of seine.
229.8 Closed seasons, commercial salmon fishing other than trolling.
229.9 Traps prohibited, commercial salmon fishing from October 1 to October 15.
229.10 Beach seines prohibited.
229.11 Maximum length of salmon purse seine boats.
229.12 Trolling gear.
229.13 Taking of small king salmon by commercial trollers prohibited.
229.14 Closed season, commercial salmon fishing by trolling in Behm Canal.
229.15 Closed seasons, commercial salmon fishing by trolling in Burroughs Bay.
229.16 Tongass Narrows closed to commercial salmon fishing except by trolling.
229.17 Areas open to salmon traps.
229.18 Waters closed to commercial salmon fishing.

SEC. 229.1 *Definition, Southeastern Alaska area; subdivisions.* The Southeastern Alaska area is hereby defined to include all territorial coastal and tributary waters of Alaska extending from Dixon Entrance on the south to and including Yakutat Bay on the north. This area is subdivided into the following districts, wherein regulations shall be effective as follows:*

SEC. 229.2 *Definition, Southern District.*[1] All territorial waters within a line beginning at a point on the international boundary at 131 degrees 40 minutes west longitude and following that boundary to Mount Lewis Cass, then southerly and westerly along the watershed to the southern extremity of Caamano Point, thence to Vallenar Point on Gravina Island, thence southerly and easterly along the watershed of Gravina Island to Gravina Point, thence to Walden Point on Annette Island, thence southerly along the watershed of Annette Island to Davison Point, thence west to a point at 55 degrees north latitude, 131 degrees 40 minutes west longitude, thence due south to the point of beginning on the international boundary at 131 degrees 40 minutes west longitude.*

SEC. 229.3 *Total aggregate length of gill nets, salmon fishing boats.* The total aggregate length of gill nets on any salmon fishing boat, or in use by such boat, shall not exceed 250 fathoms hung measure.*

SEC. 229.4 *Operation of stake and anchored gill nets.* Stake and anchored gill nets shall be operated in substantially a straight line.*

SEC. 229.5 *Minimum distance between traps.* The distance by most direct water measurement from any part of one trap to any part of another trap shall not be less than 1 statute mile.*

SEC. 229.6. *Size of floating salmon traps.* No floating trap shall exceed 900 feet in length when any part of such trap is in a greater depth of water than 100 feet at mean high tide. The length of any such trap shall be as measured along the lead from shore at mean high tide to the outer face of the pot.*

SEC. 229.7 *Salmon fishing boats limited to one seine; size of seine.* No salmon fishing boat shall carry or operate more than one seine of any description, and no additional net of any kind shall be carried on such boat. The carrying of any additional seine or net of any kind on a boat towed by any salmon fishing boat is prohibited. No purse seine shall be less than 175 meshes nor more than 250 meshes in depth nor less than 150 fathoms nor more than 200 fathoms in length measured on the cork line. For the purpose of determining depths of seines, measurements will be upon the basis of 3½ inches stretched measure between knots. The extension to any seine in the way of leads exceeding 25 fathoms in length is prohibited.*

SEC. 229.8 *Closed seasons, commercial salmon fishing other than trolling.* Commercial fishing for salmon, other than trolling, is prohibited prior to 6 o'clock antemeridian July 15, from 6 o'clock postmeridian August 16 to 6 o'clock antemeridian October 1, and for the remainder of each calendar year after 6 o'clock postmeridian October 15.*

SEC. 229.9 *Traps prohibited, commercial salmon fishing from October 1 to October 15.* Commercial fishing for salmon by means of any trap is prohibited in the period from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 15.*

SEC. 229.10 *Beach seines prohibited.* The use of any beach seine is prohibited.*

SEC. 229.11 *Maximum length of salmon purse seine boats.* No boat used in operating any purse seine shall be longer than 50 feet, as shown by official register length.*

SEC. 229.12 *Trolling gear.* No trolling boat shall operate more than four trolling lines.*

SEC. 229.13 *Taking of small king salmon by commercial trollers prohibited.* In commercial trolling operations no king salmon shall be caught which when dressed will weigh less than 6 pounds. In the event any such undersized salmon are thus taken, they must be carefully removed from the hook without jerking or other action causing injury and returned to the water alive.*

SEC. 229.14 *Closed season, commercial salmon fishing by trolling in Behm Canal.* Commercial fishing for salmon by trolling is prohibited in Behm Canal and its tributaries within a line from Point Sykes to Point Alava, across the eastern entrance of the canal, and a line from Escape Point to Point Francis, across the western entrance, from 6 o'clock postmeridian April 30 to 6 o'clock postmeridian June 30.*

SEC. 229.15 *Closed seasons, commercial salmon fishing by trolling in Bur-*

[1] All of the fisheries regulations herein prescribed for the Southern district of the Southeastern Alaska area are also applicable in the waters of the Annette Island Fishery Reserve. This Reserve was created by Presidential proclamation on August 28, 1916, for the use of the Metlakatla Indians who reside in this vicinity. Part of the waters of this Reserve are in the Clarence Strait district.

roughs Bay. Commercial fishing for salmon by trolling is prohibited in Burroughs Bay (indenting mainland north of Revillagigedo Island) for the remainder of each calendar year after 6 o'clock postmeridian August 16: *Provided,* That this prohibition shall not apply to the period from 6 o'clock antemeridian October 1 to 6 o'clock postmeridian October 15 in each year.*

SEC. 229.16 *Tongass Narrows closed to commercial salmon fishing except by trolling.* Commercial fishing for salmon, except by trolling, is prohibited in the waters of Tongass Narrows between a line from Mountain Point to Gravina Point and a line from Point Higgins to Vallenar Point.*

SEC. 229.17 *Areas open to salmon traps.* The use of any trap for the capture of salmon is prohibited, except as follows:

(a) Cleveland Peninsula: From a point near the south side of the entrance to Smugglers Cove at 55 degrees 34 minutes 10 seconds north latitude southwesterly to 55 degrees 31 minutes 30 seconds north latitude.

(b) Cleveland Peninsula: Within 1,500 feet of a point on the northeast shore of an unnamed island at the south entrance to Bond Bay at 55 degrees 30 minutes 21 seconds north latitude, 131 degrees 57 minutes 24 seconds west longitude.

(c) Annette Island: East coast from Harbor Point to a point at 55 degrees 6 minutes 48 seconds north latitude, including Ham Island.

(d) Revillagigedo Island: Southwest coast (1) from Carroll Point southeasterly to a point at 131 degrees 27 minutes 26 seconds west longitude, including the southern shore of the unnamed island at 55 degrees 16 minutes 57 seconds north latitude, 131 degrees 28 minutes 24 seconds west longitude; and (2) within 2,500 feet of a point at 55 degrees 15 minutes 36 seconds north latitude, 131 degrees 21 minutes 15 seconds west longitude.

(e) Revillagigedo Island: From Cone Point southeasterly to a point at 55 degrees 11 minutes 41 seconds north latitude, 131 degrees 10 minutes 36 seconds west longitude, including Cone Island.

(f) Revillagigedo Island: Within ½ statute mile of Escape Point at 55 degrees 38 minutes 54 seconds north latitude.

(g) Revillagigedo Island: Within 5,000 feet southeasterly of a point at 55 degrees 37 minutes 45 seconds north latitude, 131 degrees 42 minutes 54 seconds west longitude.

(h) Revillagigedo Island: Within 1⅛ statute miles northeasterly from a point north of Point Higgins at 55 degrees 27 minutes 50 seconds north latitude, 131 degrees 49 minutes 52 seconds west longitude.

(i) Betton Island: West coast between the southern extremity of the island and 55 degrees 30 minutes 5 seconds north latitude.

(j) Mainland peninsula between Smeaton Bay and Boca de Quadra: Along the coast (1) from Point Sykes at 55 degrees 11 minutes 41 seconds north latitude, 131 degrees 5 minutes 24 seconds west longitude, to a point at 55 degrees 9 minutes 56 seconds north latitude, and (2) from 55 degrees 7 minutes 50 seconds north latitude to a point at 55 degrees 6 minutes 50 seconds north latitude, 131 degrees 3 minutes 11 seconds west longitude.

(k) Southwestern coast of island located southwesterly from Kah Shakes Point at 55 degrees 2 minutes 47 seconds north latitude, 131 degrees 0 minutes 27 seconds west longitude.

(l) Mainland south of Kah Shakes Cove: From a point at 55 degrees 1 minute 59 seconds north latitude, 130 degrees 59 minutes 54 seconds west longitude, southward to 55 degrees 1 minute 20 seconds north latitude.

(m) Mainland south of Foggy Bay: Along the coast (1) from within ½ statute mile northward of Foggy Point to a point at 54 degrees 54 minutes 5 seconds north latitude; (2) from 54 degrees 53 minutes 5 seconds north latitude to 54 degrees 51 minutes 35 seconds north latitude; and (3) from 54 degrees 49 minutes 30 seconds north latitude to 54 degrees 46 minutes 30 seconds north latitude, 130 degrees 52 minutes 42 seconds west longitude.

(n) Cape Fox Island and within 1,000 feet of a point on an unnamed island near the western mainland shore at 54 degrees 47 minutes 47 seconds north latitude.

(o) Annette Island: South coast from the southern extremity of Davison Point northeasterly to a point at 55 degrees north latitude, 131 degrees 35 minutes 42 seconds west longitude.

(p) Percy Islands: Coast along the west and north sides of the westernmost island of the Percy Islands group.

(q) Duke Island: East coast within 1,500 feet of the outer extremity of Flag Point.

(r) Duke Island: East coast within 2,500 feet of Duke Point.

(s) Kelp Island: Southern coast from a point at 131 degrees 16 minutes 6 seconds west longitude to the eastern extremity of the island.

(t) Mainland east of Cape Fox: Within 2,500 feet southwesterly of a point at 54 degrees 46 minutes 48 seconds north latitude, 130 degrees 48 minutes 10 seconds west longitude.

(u) Tongass Island: West coast within 2,000 feet of a point at 54 degrees 46 minutes 36 seconds north latitude.

(v) Kanagunut Island: West coast from 54 degrees 44 minutes 35 seconds north latitude, 130 degrees 43 minutes 12 seconds west longitude, to Garnet Point.

(w) Sitklan Island: Within ½ statute mile of the southern extremity of the island.*

SEC. 229.18 *Waters closed to commercial salmon fishing.* All commercial fishing for salmon is prohibited, as follows:

(a) Hidden Inlet, indenting mainland: All waters in the inlet north of 55 degrees 0 minutes 5 seconds north latitude.

(b) Fillmore Inlet, indenting mainland: All waters east of 130 degrees 29 minutes 54 seconds west longitude.

(c) Willard Inlet, indenting mainland: All waters north of 54 degrees 56 minutes 35 seconds north latitude.

(d) Ray Anchorage, east coast of Duke Island: All waters in Ray Anchorage.

(e) Very Inlet, indenting mainland: All waters within the inlet.

(f) Boca de Quadra, indenting mainland: All waters within 1 statute mile of the mouth of Sockeye Creek.

(g) George Inlet, southern coast of Revillagigedo Island: All waters north of a line from Bat Point to Tsa Cove.

(h) Smeaton Bay, indenting mainland: Within 1 statute mile outside the mouth of the salmon stream in Wilson Arm, and all waters of Bakewell Arm east of 130 degrees 39 minutes 54 seconds west longitude.

(i) Rudyerd Bay, indenting mainland: All waters in the north arm within 2 statute miles of the mouth of any salmon stream.

(j) Walker Cove, indenting mainland, tributary to Behm Canal: All waters within a line from Ledge Point to Hut Point.

(k) Chickamin River: All waters within a line from Fish Point to Trap Point.

(l) Yes Bay, Cleveland Peninsula: All waters within the bay and all waters outside the entrance within 1,000 yards of a line from Bluff Point to Syble Point.

(m) Shrimp Bay, west coast of Revillagigedo Island: All waters east of a line running south from Dress Point to the opposite shore.

(n) Traitors Cove, west coast of Revillagigedo Island: All waters of the cove within a line 50 yards outside the neck of the salt-water lagoon.

(o) Naha Bay, west shore of Revillagigedo Island: Within 1 statute mile of the falls at the outlet of Roosevelt Lagoon.

(p) Raymond Cove, Behm Canal: All waters of the cove within a line from the southern extremity of Mike Point northeasterly to a point at 55 degrees 37 minutes 45 seconds north latitude, 131 degrees 51 minutes 50 seconds west longitude.*

The regulations contained in sections 201.1 to 229.18 inclusive shall be subject to such change or revision by the Secretary of Commerce as may appear advisable from time to time. They shall be in full force and effect immediately from and after February 11, 1939.

[SEAL] R. C. PATTERSON, Jr.,
Acting Secretary of Commerce.

[F. R. Doc. 39-537; Filed, February 13, 1939; 1:05 p. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Agricultural Adjustment Administration.

[RCP–1939 Chase County, Kans.]

1939 RANGE CONSERVATION PROGRAM BULLETIN FOR CHASE COUNTY, KANSAS

SECTION 1. AUTHORITY, AVAILABILITY OF FUNDS, AND APPLICABILITY

(a) *Authority.*—This bulletin supersedes for Chase County all portions of WR–1939–Kansas relating to range.

Pursuant to the authority vested in the Secretary of Agriculture under Sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, as amended, and in connection with the effectuation of the purposes of Section 7 (a) of said Act in 1939, payments will be made for participation in the 1939 Chase County, Kansas, Range Conservation Program in accordance with the provisions of this bulletin and such modifications thereof or other revisions as may hereafter be made.

(b) *Availability of funds.*—The provisions of this program are necessarily subject to such legislation affecting said program as the Congress of the United States may hereafter enact; the making of the payments herein provided is contingent upon such appropriation as the Congress may hereafter provide for such purpose and the amounts of such payments will necessarily be within the limits finally determined by such appropriation, the final estimate of payments which would be made in Chase County, Kansas, under the national 1939 Range Conservation Program and the extent of participation in the 1939 Chase County, Kansas, Range Conservation Program. As an adjustment for participation in the 1939 Chase County, Kansas, Range Conservation Program the rates of payment specified herein may be increased or decreased by as much as 10 percent.

(c) *Applicability.*—The provisions of the 1939 Chase County, Kansas, Range Conservation Program contained in this bulletin are not applicable to (1) counties other than Chase County, Kansas, and (2) public domain of the United States, including land owned by the United States and administered under the Taylor Grazing Act or by the Forest Service of the United States Department of Agriculture, and other lands in which the beneficial ownership is in the United States.

SECTION 2. DEFINITIONS

For the purposes of the 1939 Chase County, Kansas, Range Conservation Program:

Secretary means the Secretary of Agriculture of the United States.

Western region means the area included in the States of Arizona, California, Colorado, Idaho, Kansas, Montana, Nevada, New Mexico, North Dakota, Oregon, Utah, Washington, and Wyoming.

Regional director means the Director of the Western Division of the Agricultural Adjustment Administration in charge of the 1939 Agricultural Conservation Program in the State of Kansas.

State committee means the group of persons designated for the State of Kansas to assist in the administration of the 1939 Agricultural Conservation Program, the 1939 Range Conservation Program, and the 1939 Chase County, Kansas, Range Conservation Program in the State of Kansas.

County committee means the group of persons elected for Chase County to assist in the administration of the 1939 Agricultural Conservation Program and the 1939 Chase County, Kansas, Range Conservation Program.

Person means an individual, partnership, association, corporation, estate or trust, and wherever applicable a State, a political subdivision of a State, or any agency thereof.

Range-building allowances means the largest amount for any ranching unit which may be earned as a range-building payment on such ranching unit.

Range-building payment means a payment made for the carrying out of one or more range building practices.

Ranch operator means a person who as owner, cash tenant, or share tenant operates, or a person who acts in similar capacity in the operation of, a ranching unit in 1939.

Range land means any land in which a ranch operator has such a legal estate or interest as to give him control thereof, which produces forage grazed by range livestock, without cultivation or general irrigation.

Ranching unit means all range land which is used in 1939 by the ranch operator as a single unit in producing range livestock, with machinery, workstock, and labor substantially separate from that of any other range land. In order to facilitate the administration of the program the Regional Director may prescribe that for the purposes of this program, tracts shall be deemed ranching units only if they contain more than the minimum acreage of range land fixed by him. A ranching unit shall be regarded as located in the county in which its principal dwelling is situated, or if there is no dwelling thereon it shall be regarded as located in the county in which the major portion of the ranching unit is located.

Subunit for the purpose of this bulletin means a part of a ranching unit consisting of one or more fenced enclosures for which the grazing capacity is established separately from any other range land.

Animal unit means one cow, one horse, five sheep, or five goats, or the equivalent thereof.

Grazing capacity of range land means the number of animal units which such land will sustain, on a 12-month basis, over a period of years without decreasing the stand of grass or other grazing vegetation, and without injury to the forage, tree growth, or watershed.

Limited grazing is that rate of stocking on any ranching unit which will, over a period of years, result in a sustained yield of grass, or other forage growth without injury to the tree growth or watershed.

Animal month of grazing use is the grazing of one animal unit for one month's time under conditions that will result in satisfactory gains by the animal without supplementary feeding.

Stocking rate means grazing capacity (based on 12 months use) adjusted to a seasonal basis; and also, the number of animal units grazing a tract of range land for a given period.

SECTION 3. RATES OF RANGE-BUILDING PAYMENTS

Within the limits of the range-building allowance and subject to the conditions hereinafter set forth, payment will be made for carrying out on range land in 1939 such of the following practices as are approved by the county committee for the ranching unit prior to their institution.

Practices and Conditions of Payment—Rate of Payment

Reseeding of Range Land

(a) *Restoration of the natural forage by limited grazing of range land.*—(1) For the grazing of all range land in the ranching unit by a total number of animal units not in excess of the established grazing capacity thereof, provided, the total animal months of grazing use on a ranching unit (as used in this Section, ranching unit shall also mean the ranching subunit) during the year shall not exceed the number computed for the respective period of grazing use according to the formula below:

6 or more months of grazing use 12.0 times the animal units of grazing capacity:

5 months, 11.5×Grazing capacity.
4 months, 10.0×Grazing capacity.
3 months or less, 9.0×Grazing capacity.

except that if all livestock are withheld from grazing on the ranching unit during the period from April 15 to May 15, the total animal months of grazing use during the year may be increased to a number not larger than 12 times the animal units of grazing capacity, ir-

respective of the number of months of grazing use.

The ranching unit shall not at any time be grazed by a number of animal units in excess of the number computed for the respective period of grazing use according to the formula below:

Months of grazing use	If grazed between start of forage growth and May 15	If not grazed between April 15 and May 15
7 or more	1.72×au of gc*	1.72×au of gc*
6	2.00	2.00
5	2.30	2.40
4	2.50	3.00
3 or less	3.00	3.50

*The abbreviations "au of gc" mean animal units of established grazing capacity.

provided that in no event during the period from January 1 to April 15 shall the ranching unit be grazed by a number of animal units in excess of 10 percent of the established grazing capacity.

Payment shall be made only on condition that (1) the operator notifies the county committee prior to turning any livestock on the range and prior to the removal of livestock therefrom; (2) the operator gives the county committee an adequate opportunity to check the number of livestock grazing on the ranching unit or subunit at any time; (3) only those ranching units shall be approved for this practice by the county committee where the ranching unit and each subunit is fenced and the fences are maintained, and where stock water is located so as to insure the proper distribution of livestock within each subunit; and (4) the county committee determines that any controlled burning of range land was performed at such a time or in such a manner as not to defeat the purposes of the 1939 Chase County, Kansas, Range Conservation Program.

Rate: 40% of the range-building allowance computed under section II.

(2) In addition to compliance with the provisions of subsection (a) under this Practice (a)–(1) the ranch operator complies with such other conditions or specifications as may be established by the county committee, in accordance with instructions issued by the State committee, where the county committee determines such additional conditions or specifications are needed in the interest of range conservation; or (2) if the county committee determines that additional conditions or specifications are not needed in the interest of range conservation, the stocking rate approved for the ranching unit is determined by the county committee, in accordance with a procedure approved by the State committee, to be a reduction of 20% or more from the normal stocking rate.

Rate: 20% of the range-building allowance computed under section II.

(b) *Artificial reseeding.*—For reseeding depleted range land, with good seed of adapted varieties of range grasses, legumes, or forage shrubs: $0.20 per pound of seed sown, but not in excess of $2.00 per acre.

Development of Stock Water

(g) *Earthen tanks or reservoirs.*—For constructing reservoirs or earthen tanks with spillways adequate to prevent dams from washing out, for the purpose of providing water for range livestock: $0.15 per cubic yard of material moved not in excess of 5,000 cubic yards, and $0.10 per cubic yard of material moved in excess of 5,000 cubic yards for each tank or reservoir.

(i) *Wells.*—(1) For drilling or digging wells with casing not less than 4 inches in diameter, for the purpose of providing water for range livestock, provided a windmill or power pump is installed and the water is conveyed to a tank or storage reservoir. Payment will not be made for a well developed at any ranch headquarters: $2.00 per linear foot.

(2) For drilling or digging wells with casing less than 4 inches in diameter, for the purpose of providing water for range livestock, provided a windmill or power pump is installed and the water is conveyed to a tank or storage reservoir. An artesian well with casing less than 4 inches in diameter will qualify for payment, provided adequate stock water is made available during the grazing season and the water is conveyed to a tank or trough. Payment will not be made for a well developed at any ranch headquarters: $1.00 per linear foot.

(j) *Development of natural watering places.*—For developing springs or seeps for the purpose of providing water for range livestock, provided the source is protected from trampling, and at least 20 cubic feet of available water storage is provided: $0.30 per cubic foot in soil or gravel and $0.50 per cubic foot in rock formation for excavation of source, provided the minimum payment will be $20.00 and the maximum payment $100.00 for any single development.

SECTION 4. RANGE-BUILDING ALLOWANCE

The range-building allowance shall be 2 cents per acre of range land in the ranching unit plus $1.00 times the grazing capacity of the range land: *Provided, however,* That the grazing capacity item shall not be calculated on more than one animal unit for each ten acres of range land in the ranching unit, and the acreage item shall not be calculated on more than 60 acres for each animal unit of grazing capacity established for the ranching unit.

SECTION 5. CONDITION OF PAYMENT

(a) *Promotion of conservation and good range management.*—Payments for carrying out range-building practices are conditioned upon the adoption or maintenance of conservative range management practices designed to secure or maintain a good stand of grass or other palatable forage plants and in bringing about such use of the forage resources of the ranch as will most effectively carry out the purposes of the Soil Conservation and Domestic Allotment Act. Payments under the 1939 Chase County, Kansas, Range Conservation Program will be made only with respect to those ranching units on which the county committee certifies that such range management practices have been followed. The range-building practices approved by the county committee for any ranching unit shall be practices which the county committee finds are needed on the ranch in order to promote conservation and good range management.

(b) *Payments limited to range-building allowance.*—The range-building payment made with respect to any ranching unit shall not exceed the range-building allowance for such ranching unit. Payment will be made only if range-building practices are carried out according to specifications recommended by the county and State committees and approved by the Regional Director. Payments made for performance pursuant to the provisions of this bulletin shall not be subject to the the provisions of Section 9 of the Kansas 1939 Agricultural Conservation Program Bulletin.

(c) *State or Federal aid.*—No payment will be made for practices carried out with labor, seed, trees, and materials furnished entirely by any State or Federal agency other than the Agricultural Adjustment Administration, or for practices with respect to which a portion of the labor, seed, trees, or other materials used in carrying out such practices is furnished by a State or Federal agency other than the Agricultural Adjustment Administration, if such portion represents one-half or more of the total cost of carrying out such practices. If a portion of the labor, seed, trees, or other materials used in carrying out any practice is furnished by a State or Federal agency other than the Agricultural Adjustment Administration and such portion represents less than one-half of the total cost of carrying out such practice, payment will be made for such practice at one-half of the rate specified in Section 3. *Provided,* That labor, seed, trees, and materials furnished to a State, political subdivision of a State, or any agency thereof by any agency of the same State shall not be deemed to have been furnished by "any State * * * Agency" within the meaning of this paragraph. Trees purchased from a Clark-McNary Cooperative State Nursery shall not be deemed to be paid for in whole or in part by a State or Federal Agency. No payment will be made for the planting and protection of forest trees planted under a cooperative agreement entered into with the Forest Service in connection with the Prairie States Forestry Project.

SECTION 6. CHANGES IN LEASING ARRANGEMENTS AND OTHER DEVICES

(a) No payment will be made to any person who has for 1939 made any change from the 1938 leasing arrangements of range land for the purpose of, or which would have the effect of, diverting to such person any payment to which any lessee would be entitled if the 1938 leasing arrangements of such range land were in effect for 1939. If the State committee finds that any person who files an application for a payment pursuant to the provisions of the 1939 Chase County, Kansas, Range Conservation Program has made any change from the 1938 leasing arrangements of such range land or has employed any other scheme or device whatsoever for the purpose of, or which would have the effect of depriving any other person of any payment or share therein to which such other person otherwise would be entitled, the Secretary may withhold in whole or in part from the person participating in such a scheme or device, or require such person to refund in whole or in part, the amount of any payment which has been or otherwise would be made to such person for performance in connection with the 1939 Chase County, Kansas, Range Conservation Program.

SECTION 7. ELIGIBILITY FOR PAYMENT

(a) *Persons eligible to file application.*—Application for range-building payment may be made only by ranch operators. Range-building payments will be made to (1) a sole ranch operator, or (2) each ranch operator of a group of two or more ranch operators, provided they all signify in the application for the range-building payment a percentum of the total payment to be made to each ranch operator. In case there are two or more ranch operators, the application must be made by all of them, except that in cases where any ranch operator refuses to sign the application for payment the county committee shall determine the percentage share of each ranch operator and payment of his percentage share will be made to each ranch operator applying for payment in accordance with such determination.

(b) *Time and manner of filing application and information required.*—Payment will be made only upon application submitted through the county office. The Secretary reserves the right (1) to withhold payment to any ranch operator who fails to file any form or furnish any information required with respect to any ranching unit in which such ranch operator is interested, and (2) to refuse to accept any application for payment if such application or any other form or information required is not submitted to the county office within the time fixed by the regional director. At least two weeks' notice to the public shall be given in advance of the expiration of a time limit for filing prescribed forms.

(c) *Excess cotton acreage.*—Any person who makes application for payment with respect to any ranching unit located in a county in which cotton is planted in 1939 shall file with such application a statement that the applicant has not knowingly planted or caused to be planted during 1939 cotton on land in any farm in which he has an interest in excess of the cotton acreage allotment established for the farm for 1939 and that cotton was not planted in excess of such allotment by his authority or with his consent.

Any person who knowingly plants cotton on his farm in 1939 on acreage in excess of the cotton acreage allotment established for the farm in 1939 shall not be eligible for any payment under the provisions of the 1939 Chase County, Kansas, Range Conservation Program. Any person having an interest in the cotton crop on a farm on which cotton is planted in 1939 on acreage in excess of the cotton acreage allotment for the farm for 1939 shall be presumed to have knowingly planted cotton on his farm on acreage in excess of such farm cotton acreage allotment if notice of the farm allotment is mailed to him prior to the completion of the planting of cotton on the farm, unless the farmer establishes the fact that the excess acreage was planted to cotton due to his lack of knowledge of the number of acres in the tract(s) planted to cotton. Such notice, if mailed to the operator of the farm, shall be deemed to be notice to all persons sharing in the production of cotton on the farm in 1939.

SECTION 8. PAYMENT RESTRICTED TO EFFECTUATION OF THE PURPOSES OF THE PROGRAM

All or any part of any payments which otherwise would be made to any person under the 1939 Chase County, Kansas, Range Conservation Program may be withheld (1) if he has adopted any practice which the Secretary determines tends to defeat any of the purposes of the 1939 or previous range conservation programs, (2) if, by means of any corporation, partnership, estate, trust, or any other device, or in any manner whatsoever, he has offset, or has participated in offsetting, in whole or in part, the performance for which such payment is otherwise authorized, or (3) if, with respect to forest land or woodland owned or controlled by him, he adopts any practice which the regional director finds is contrary to sound conservation practices.

No payment will be made to any person if it is determined in accordance with instructions issued by the Agricultural Adjustment Administration that, with respect to any ranch which he owns or operates, the stand of grass has been decreased or the forage, tree growth or watershed has been injured by overgrazing in 1939.

SECTION 9. PAYMENTS COMPUTED AND MADE WITHOUT REGARD TO CLAIMS

Any payment or share of payment shall be computed and made without regard to questions of title under State law, without deduction of claims for advances (except as provided in Section 13), and without regard to any claim or lien against any crop or livestock, or proceeds thereof, in favor of the owner or any other creditor.

SECTION 10. INCREASE IN SMALL PAYMENTS

The total payment computed for any person with respect to any ranching unit shall be increased as follows:

(1) Any payment amounting to 71 cents or less shall be increased to $1.00;

(2) Any payment amounting to more than 71 cents but less than $1.00 shall be increased by 40 percent;

(3) Any payment amounting to $1.00 or more shall be increased in accordance with the following schedule:

Amount of payment computed:	*Increase in payment*
$1.00 to $1.99	$0.40
$2.00 to $2.99	.80
$3.00 to $3.99	1.20
$4.00 to $4.99	1.60
$5.00 to $5.99	2.00
$6.00 to $6.99	2.40
$7.00 to $7.99	2.80
$8.00 to $8.99	3.20
$9.00 to $9.99	3.60
$10.00 to $10.99	4.00
$11.00 to $11.99	4.40
$12.00 to $12.99	4.80
$13.00 to $13.99	5.20
$14.00 to $14.99	5.60
$15.00 to $15.99	6.00
$16.00 to $16.99	6.40
$17.00 to $17.99	6.60
$18.00 to $18.99	7.20
$19.00 to $19.99	7.60
$20.00 to $20.99	8.00
$21.00 to $21.99	8.20
$22.00 to $22.99	8.40
$23.00 to $23.99	8.60
$24.00 to $24.99	8.80
$25.00 to $25.99	9.00
$26.00 to $26.99	9.20
$27.00 to $27.99	9.40
$28.00 to $28.99	9.60
$29.00 to $29.99	9.80
$30.00 to $30.99	10.00
$31.00 to $31.99	10.20
$32.00 to $32.99	10.40
$33.00 to $33.99	10.60
$34.00 to $34.99	10.80
$35.00 to $35.99	11.00
$36.00 to $36.99	11.20
$37.00 to $37.99	11.40
$38.00 to $38.99	11.60
$39.00 to $39.99	11.80
$40.00 to $40.99	12.00
$41.00 to $41.99	12.10
$42.00 to $42.99	12.20
$43.00 to $43.99	12.30
$44.00 to $44.99	12.40
$45.00 to $45.99	12.50
$46.00 to $46.99	12.60
$47.00 to $47.99	12.70
$48.00 to $48.99	12.80
$49.00 to $49.99	12.90
$50.00 to $50.99	13.00
$51.00 to $51.99	13.10
$52.00 to $52.99	13.20
$53.00 to $53.99	13.30
$54.00 to $54.99	13.40
$55.00 to $55.99	13.50
$56.00 to $56.99	13.60
$57.00 to $57.99	13.70
$58.00 to $58.99	13.80
$59.00 to $59.99	13.90
$60.00 to $185.99	14.00
$186.00 to $199.99	[1]
$200.00 and over	[2]

[1] Increase to $200.00.
[2] No increase.

SECTION 11. PAYMENTS LIMITED TO $10,000

The total of all payments made in connection with programs for 1939 un-

der Section 8 of the Soil Conservation and Domestic Allotment Act to any individual, partnership or estate with respect to farms and ranching units located in the State of Kansas shall not exceed the sum of $10,000. The total of all payments made in connection with programs for 1939 under Section 8 of the Soil Conservation and Domestic Allotment Act to any person other than an individual, partnership, or estate with respect to farms, ranching units, and turpentine places in the United States (including Alaska, Hawaii, and Puerto Rico) shall not exceed the sum of $10,000.

All or any part of any payment which has been or otherwise would be made to any person under the 1939 Agricultural Conservation Program, including the Range Conservation Program, may be withheld or required to be returned if he has adopted or participated in adopting any scheme or device, including the dissolution, reorganization, or formation of any corporation, partnership, estate, trust, or by any other means, which was designed to evade, or would have the effect of evading, the provisions of this section.

SECTION 12. DEDUCTION FOR ASSOCIATION EXPENSES

There shall be deducted pro rata from the payments with respect to any ranching unit all or such part as the Secretary may prescribe of the estimated administrative expenses incurred or to be incurred by the county agricultural conservation association in the county in which the ranching unit is located.

SECTION 13. ASSIGNMENTS

Any person who may be entitled to any payment in connection with the 1939 Chase County, Kansas, Range Conservation Program may assign his interest in such payment as security for cash loaned or advances made for the purpose of financing the making of a crop in 1939. No such assignment will be recognized unless the assignment is made in writing on Form ACP–69 in accordance with instructions (ACP–70) issued by the Agricultural Adjustment Administration.

Nothing contained in this Section 13 shall be construed to give an assignee a right to any payment other than that to which the ranch operator is entitled nor shall the Secretary or any disbursing agent be subject to any suit or liability if payment is made to the ranch operator without regard to the existence of any such assignment.

SECTION 14. ESTABLISHMENT OF GRAZING CAPACITIES

There shall be established a grazing capacity for each ranching unit for which an application for determination of grazing capacity is received on or before a date established by the regional director as affording reasonable opportunity for the filing of such applications. In determining grazing capacity, consideration shall be given to the following: (a) composition, palatability, and density of forage growth; (b) climatic fluctuations; (c) distribution and character of watering facilities; (d) topographic and cultural features; (e) presence or absence of rodents and poisonous plant infestations; and (f) number and classes of livestock previously carried. The average of the individual grazing capacities established for all ranching units in a county shall not exceed the county average grazing capacity limit established by the Agricultural Adjustment Administration on the basis of available statistics.

SECTION 15. APPEALS

Any person may within 15 days after notice thereof is forwarded to or available to him request the county committee in writing to reconsider its recommendation or determination with respect to any of the following matters affecting any ranching unit in which he has an interest: (a) eligibility to file an application for payment, (b) grazing capacity established for the range land in such ranching unit, or (c) any other matter affecting the right to or the amount of his payment with respect to the ranching unit. The county committee shall notify such person of its decision in writing within 15 days after receipt of such written request for consideration. If such person is dissatisfied with the decision of the county committee, he may, within 15 days after such decision is forwarded to or made available to him, appeal in writing to the State committee. The State committee shall notify such person of its decision in writing within 30 days after the receipt of the appeal. If such person is dissatisfied with the decision of the State committee he may, within 15 days after such decision is forwarded to or made available to him, request the regional director to review the decision of the State committee.

SECTION 16. STATE AND REGIONAL BULLETINS, INSTRUCTIONS, AND FORMS

The Agricultural Adjustment Administration is hereby authorized to make such determinations and to prepare and issue such State and regional bulletins, instructions, and forms as may be required pursuant to the provisions hereof in administering the 1939 Chase County, Kansas, Range Conservation Program.

Done at Washington, D. C., this 13th day of February 1939. Witness my hand and the seal of the Department of Agriculture.

[SEAL] H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 39–544; Filed, February 14, 1939; 12:36 p. m.]

CIVIL AERONAUTICS AUTHORITY.

[Docket Nos. 31–406 (A)–1, 31–406 (A)–2]

IN THE MATTER OF THE PETITION OF WESTERN AIR EXPRESS CORPORATION FOR AN ORDER FIXING THE FAIR AND REASONABLE RATES OF COMPENSATION FOR THE TRANSPORTATION OF AIR MAIL OVER AIR MAIL ROUTES 19 AND 13

NOTICE OF HEARING

The above-entitled matter is hereby assigned for public hearing before the Authority at 10 o'clock a. m. (eastern standard time) February 23, 1939 in Room 5042, Department of Commerce Building, Washington, D. C.

Dated Washington, D. C., February 14, 1939.

By the Authority.

[SEAL] PAUL J. FRIZZELL,
Secretary.

[F. R. Doc. 39–541; Filed, February 14, 1939; 11:15 a. m.]

[Docket No. 18–406 (A)–1]

IN THE MATTER OF THE PETITION OF PENNSYLVANIA CENTRAL AIRLINES CORPORATION FOR DETERMINING RATES OF COMPENSATION FOR TRANSPORTATION OF MAIL BY AIRCRAFT ON AIR MAIL ROUTES 14, 32, 34 AND 41

NOTICE OF HEARING

The above-entitled proceeding is assigned for public hearing before the Authority at 10 o'clock a. m. (eastern standard time) on March 9, 1939, in Room 5042, Department of Commerce Building, Washington, D. C.

Dated Washington, D. C., February 14, 1939.

By the Authority.

[SEAL] PAUL J. FRIZZELL,
Secretary.

[F. R. Doc. 39–542; Filed, February 14, 1939; 11:15 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

PERIOD OF TENTATIVE APPROVAL OF AUTOMATIC ALARM DEVICES

ORDER AMENDING TELEGRAPH DIVISION ORDER NO. 28

In a regular meeting of the Federal Communications Commission held in its offices in Washington, D. C., on the 6th day of February, 1939.

Whereas, by an order of November 9, 1938 the Commission amended its Order 28, as amended by Order 28A,[1] to extend the period of tentative approval of certain automatic alarm devices from December 31, 1938 to March 31, 1939; and

[1] 2 F. R. 564, 1394 (661, 1668 DI).

It appearing, that the reasons for such extension, as set forth in the said order of November 9, 1938, are still existent;

It is ordered, That Telegraph Division Order 28, as amended, be, and it is hereby, further amended to extend the period of tentative approval of the automatic alarm devices therein described to March 31, 1940.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 39–539; Filed, February 14, 1939; 10:39 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 11th day of February, A. D. 1939.

[File No. 31–456]

IN THE MATTER OF THE APPLICATION OF COMMUNITY PUBLIC SERVICE COMPANY

ORDER CONSENTING TO WITHDRAWAL UNDER PUBLIC UTILITY HOLDING COMPANY ACT OF 1935 PURSUANT TO REQUEST OF APPLICANT

Upon the request of the applicant, the Commission consents to the withdrawal of the application of the above-named applicant, and to that effect,

It is so ordered,

By the Commission.

[SEAL] FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 39–543; Filed, February 14, 1939; 11:38 a. m.]